

State of South Dakota

NINETIETH SESSION
LEGISLATIVE ASSEMBLY, 2015

454W0548

HOUSE HEALTH AND HUMAN SERVICES ENGROSSED NO. **HB 1230** - 02/17/2015

Introduced by: Representatives Latterell, Anderson, Brunner, Campbell, Conzet, Craig, DiSanto, Greenfield (Lana), Haggar (Don), Qualm, Schoenfish, Stalzer, Wiik, and Zikmund and Senators Greenfield (Brock), Haggar (Jenna), Jensen (Phil), Lederman, Monroe, Olson, Omdahl, and Otten (Ernie)

1 FOR AN ACT ENTITLED, An Act to prohibit the beheading of certain living unborn children
2 and to provide penalties therefor.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. No licensed physician may knowingly behead a living unborn child with the
5 intent of endangering the life or health of the child. A violation of this section is a Class 1
6 felony.

7 Section 2. For purposes of this Act, behead, means to separate the skull from the spine. The
8 term, behead, may not be construed to include the curettage abortion procedure or the suction
9 aspiration abortion procedure.

10 Section 3. The provisions of this Act do not apply to any medical treatment for a life-
11 threatening condition provided to the mother by a physician licensed to practice medicine in the
12 state which results in the accidental or unintentional injury or death of the unborn child.

13 Section 4. This Act shall be known, and may be cited, as the Preborn Infant Beheading Ban.

