

A004-0001

10 AN ACT CONCERNING
20 GOVERNMENT INTERVENTION OF ABORTION AFTER THE SIXTH WEEK

30 For the purpose of protecting the unborn life of babies in the womb.

40 By repealing and reenacting with amendments,
50 Health-General
60 § 20-209
70 Annotated Code of Maryland
80 (2000 Replacement Volume)

90 SECTION 1. BE IT ENACTED BY THE MARYLAND STUDENT LEGISLATURE:
100 That the laws of Maryland read as follows:

110 HEALTH-GENERAL

120 § 20-209

130 (a) ~~Definition~~ In this section, “viable” means that stage when, in the
140 best medical judgment of the attending physician based on the particular facts
150 of the case before the physician, there is a reasonable likelihood of the fetus’s
160 sustained survival outside the womb.

170 (b) (A) ~~State Intervention-~~ Except as otherwise provided in this subtitle, the
180 State may not interfere with the decision of a woman to terminate a pregnancy:
190 (1) Before ~~the fetus is viable~~; THE SIXTH WEEK or
200 (2) At any time during the woman’s
210 pregnancy, if:
220 (i) The termination procedure is necessary to protect the life or health
230 of the woman; ~~or~~ .
240 (ii) ~~The fetus is affected by genetic defect or serious deformity or abnormality.~~

250 (c) (B) ~~Regulations-~~ The Department may adopt regulations that:
260 (1) Are both necessary and the least intrusive method to protect the life
270 or health of the woman; and
280 (2) Are not with established medical practice.

290 (d) (C) ~~Liability-~~ The physician is not liable for civil damages or subject to a
300 criminal penalty for a decision to perform an abortion OR DECISION NOT TO
310 PERFORM AN ABORTION AT ANY TIME DURING THE PREGNANCY
320 under this section made in good faith and in the physician’s best medical
330 judgement in accordance with accepted standards of medical practice.

340 SECTION 2. AND BE IT FURTHER ENACTED, that this act shall take effect
350 January 1, 2001

360 MANDATES: Governor Parris Glendening
370 Senator Christopher McCabe
380 Delegate Tod Sher
390 Senator Barbara Mikulski
400 Senator Paul Sarbanes
410 Rep. Constance Morella

Sponsor:
Brad Widner
Western Maryland College
2 College Hill
Westminster, MD 21157
(410) 751-8363
bmwwmc@hotmail.com