

An Act

ENROLLED SENATE
BILL NO. 918

By: Treat, McCortney, Jett,
Stephens, Rogers and Taylor
of the Senate

and

Echols, Manger and Roberts
(Sean) of the House

An Act relating to abortion; repealing 21 O.S. 2011, Sections 684, 714, 862 and 863, which relate to crimes and punishments; repealing 63 O.S. 2011, Sections 1-727, 1-728a through 1-728f, 1-729a, as amended by Section 1, Chapter 121, O.S.L. 2014 (63 O.S. Supp. 2020, Section 1-729a), 1-730, as amended by Section 3, Chapter 149, O.S.L. 2020 (63 O.S. Supp. 2020, Section 1-730), 1-731, 1-731.2 through 1-737, 1-737.4, as amended by Section 1, Chapter 123, O.S.L. 2017 (63 O.S. Supp. 2020, Section 1-737.4), 1-737.5, 1-737.6, 1-738i, 1-738j, 1-738k, as amended by Section 1, Chapter 303, O.S.L. 2013 (63 O.S. Supp. 2020, Section 1-738k), 1-738l, 1-738m, as amended by Section 6, Chapter 255, O.S.L. 2015 (63 O.S. Supp. 2020, Section 1-738m), 1-738n, as amended by Section 3, Chapter 303, O.S.L. 2013 (63 O.S. Supp. 2020, Section 1-738n), 1-738o, 1-738p, 1-738.1A, 1-738.2 through 1-738.3a, as amended by Sections 1 through 3, Chapter 255, O.S.L. 2015 (63 O.S. Supp. 2020, Sections 1-738.2 through 1-738.3a), 1-738.3d, 1-738.3e, 1-738.4, 1-738.5, 1-738.6, 1-738.7, 1-738.8, as amended by Section 4, Chapter 255, O.S.L. 2015 (63 O.S. Supp. 2020, Section 1-738.8), 1-738.9 through 1-738.12, 1-738.13, as amended by Section 5, Chapter 255, O.S.L. 2015 (63 O.S. Supp. 2020, Section 1-738.13), 1-738.14 through 1-740.1, 1-740.2, 1-740.3 and 1-740.4, as amended by Sections 2, 3 and 4,

Chapter 320, O.S.L. 2013 (63 O.S. Supp. 2020, Sections 1-740.2, 1-740.3 and 1-740.4), 1-740.4a, 1-740.4b, as amended by Section 1, Chapter 387, O.S.L. 2015 (63 O.S. Supp. 2020, Section 1-740.4b), 1-740.5 through 1-740.11, 1-740.12, as amended by Section 485, Chapter 304, O.S.L. 2012 (63 O.S. Supp. 2020, Section 740.12), 1-741 through 1-743, and 1-745.1 through 1-745.11, which relate to abortion; repealing Sections 1 through 7, Chapter 170, O.S.L. 2012 (63 O.S. Supp. 2020, Sections 1-729.1 through 1-729.7), which relate to the Freedom of Conscience Act; repealing Sections 1 through 9, Chapter 159, O.S.L. 2012 (63 O.S. Supp. 2020, Sections 1-745.12 through 1-745.19), which relate to the Heartbeat Informed Consent Act; repealing Section 4, Chapter 303, O.S.L. 2013 (63 O.S. Supp. 2020, Section 1-738q), which relates to the Statistical Reporting of Abortion Act; repealing Sections 1 through 6, Chapter 198, O.S.L. 2012 (63 O.S. Supp. 2020, Sections 1-738.3f through 1-738.3k), which relate to voluntary and informed consent; repealing Sections 2, 4 and 5, Chapter 268, O.S.L. 2013 (63 O.S. Supp. 2020, Sections 1-740.2A, 1-740.13 and 1-740.14), which relate to abortion performed upon minors; repealing Sections 1 and 5 through 10, Chapter 320, O.S.L. 2013 (63 O.S. Supp. 2020, Sections 1-744 through 1-744.6), which relate to the Parental Notification for Abortion Act; repealing Sections 1, 3 through 5 and 7 through 10, Chapter 175, O.S.L. 2014 (63 O.S. Supp. 2020, Sections 1-746.1, 1-746.3 through 1-746.5 and 1-746.7 through 1-746.10), which relate to abortions; repealing Sections 2 and 6, Chapter 175, O.S.L. 2014, as amended by Sections 7 and 8, Chapter 255, O.S.L. 2015 (63 O.S. Supp. 2020, Sections 1-746.2 and 1-746.6), which relate to abortions; repealing Section 1, Chapter 370, O.S.L. 2014 (63 O.S. Supp. 2020, Section 1-748), which relates to abortion facilities; repealing Sections 1 through 10, Chapter 59, O.S.L. 2015 (63 O.S. Supp. 2020, Sections 1-737.7 through 1-737.16), which relate to the Oklahoma Unborn Child Protection from Dismemberment Act; repealing Section 9, Chapter 255, O.S.L. 2015 (63 O.S. Supp. 2020,

Section 1-738.5a), which relates to performing or attempting an abortion in violation of act; repealing Sections 2 through 4, Chapter 387, O.S.L. 2015 (63 O.S. Supp. 2020, Sections 1-749 through 1-750), which relate to abortion procedure compliance requirements; repealing Sections 1 and 3 through 5, Chapter 353, O.S.L. 2016 (63 O.S. Supp. 2020, Sections 1-751 and 1-753 through 1-755), which relate to the Humanity of the Unborn Child Act; repealing Section 2, Chapter 353, O.S.L. 2016, as amended by Section 2, Chapter 123, O.S.L. 2017 (63 O.S. Supp. 2020, Section 1-752), which relates to the Humanity of the Unborn Child Act; repealing Section 1, Chapter 174, O.S.L. 2019 (63 O.S. Supp. 2020, Section 1-756), which relates to medication abortions; and providing a contingent effective date.

SUBJECT: Abortion

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. REPEALER 21 O.S. 2011, Sections 684, 714, 862 and 863, are hereby repealed.

SECTION 2. REPEALER 63 O.S. 2011, Sections 1-727, 1-728a through 1-728f, 1-729a, as amended by Section 1, Chapter 121, O.S.L. 2014 (63 O.S. Supp. 2020, Section 1-729a), 1-730, as amended by Section 3, Chapter 149, O.S.L. 2020 (63 O.S. Supp. 2020, Section 1-730), 1-731, 1-731.2 through 1-737, 1-737.4, as amended by Section 1, Chapter 123, O.S.L. 2017 (63 O.S. Supp. 2020, Section 1-737.4), 1-737.5, 1-737.6, 1-738i, 1-738j, 1-738k, as amended by Section 1, Chapter 303, O.S.L. 2013 (63 O.S. Supp. 2020, Section 1-738k), 1-738l, 1-738m, as amended by Section 6, Chapter 255, O.S.L. 2015 (63 O.S. Supp. 2020, Section 1-738m), 1-738n, as amended by Section 3, Chapter 303, O.S.L. 2013 (63 O.S. Supp. 2020, Section 1-738n), 1-738o, 1-738p, 1-738.1A, 1-738.2 through 1-738.3a, as amended by Sections 1 through 3, Chapter 255, O.S.L. 2015 (63 O.S. Supp. 2020, Sections 1-738.2 through 1-738.3a), 1-738.3d, 1-738.3e, 1-738.4, 1-

738.5, 1-738.6, 1-738.7, 1-738.8, as amended by Section 4, Chapter 255, O.S.L. 2015 (63 O.S. Supp. 2020, Section 1-738.8), 1-738.9 through 1-738.12, 1-738.13, as amended by Section 5, Chapter 255, O.S.L. 2015 (63 O.S. Supp. 2020, Section 1-738.13), 1-738.14 through 1-740.1, 1-740.2, 1-740.3 and 1-740.4, as amended by Sections 2, 3 and 4, Chapter 320, O.S.L. 2013 (63 O.S. Supp. 2020, Sections 1-740.2, 1-740.3 and 1-740.4), 1-740.4a, 1-740.4b, as amended by Section 1, Chapter 387, O.S.L. 2015 (63 O.S. Supp. 2020, Section 1-740.4b), 1-740.5 through 1-740.11, 1-740.12, as amended by Section 485, Chapter 304, O.S.L. 2012 (63 O.S. Supp. 2020, Section 740.12), 1-741 through 1-743, and 1-745.1 through 1-745.11, are hereby repealed.

SECTION 3. REPEALER Sections 1 through 7, Chapter 170, O.S.L. 2012 (63 O.S. Supp. 2020, Sections 1-729.1 through 1-729.7), are hereby repealed.

SECTION 4. REPEALER Sections 1 through 9, Chapter 159, O.S.L. 2012 (63 O.S. Supp. 2020, Sections 1-745.12 through 1-745.19), are hereby repealed.

SECTION 5. REPEALER Section 4, Chapter 303, O.S.L. 2013 (63 O.S. Supp. 2020, Section 1-738q), is hereby repealed.

SECTION 6. REPEALER Sections 1 through 6, Chapter 198, O.S.L. 2012 (63 O.S. Supp. 2020, Sections 1-738.3f through 1-738.3k), are hereby repealed.

SECTION 7. REPEALER Sections 2, 4, and 5, Chapter 268, O.S.L. 2013 (63 O.S. Supp. 2020, Sections 1-740.2A, 1-740.13 and 1-740.14), are hereby repealed.

SECTION 8. REPEALER Sections 1 and 5 through 10, Chapter 320, O.S.L. 2013 (63 O.S. Supp. 2020, Sections 1-744 through 1-744.6), are hereby repealed.

SECTION 9. REPEALER Sections 1, 3 through 5 and 7 through 10, Chapter 175, O.S.L. 2014 (63 O.S. Supp. 2020, Sections 1-746.1, 1-746.3 through 1-746.5 and 1-746.7 through 1-746.10), are hereby repealed.

SECTION 10. REPEALER Sections 2 and 6, Chapter 175, O.S.L. 2014, as amended by Sections 7 and 8, Chapter 255, O.S.L. 2015 (63 O.S. Supp. 2020, Sections 1-746.2 and 1-746.6), are hereby repealed.

SECTION 11. REPEALER Section 1, Chapter 370, O.S.L. 2014 (63 O.S. Supp. 2020, Section 1-748), is hereby repealed.

SECTION 12. REPEALER Sections 1 through 10, Chapter 59, O.S.L. 2015 (63 O.S. Supp. 2020, Sections 1-737.7 through 1-737.16), are hereby repealed.

SECTION 13. REPEALER Section 9, Chapter 255, O.S.L. 2015 (63 O.S. Supp. 2020, Section 1-738.5a), is hereby repealed.

SECTION 14. REPEALER Sections 2 through 4, Chapter 387, O.S.L. 2015 (63 O.S. Supp. 2020, Sections 1-749 through 1-750), are hereby repealed.

SECTION 15. REPEALER Sections 1 and 3 through 5, Chapter 353, O.S.L. 2016 (63 O.S. Supp. 2020, Sections 1-751 and 1-753 through 1-755), are hereby repealed.

SECTION 16. REPEALER Section 2, Chapter 353, O.S.L. 2016, as amended by Section 2, Chapter 123, O.S.L. 2017 (63 O.S. Supp. 2020, Section 1-752), is hereby repealed.

SECTION 17. REPEALER Section 1, Chapter 174, O.S.L. 2019 (63 O.S. Supp. 2020, Section 1-756), is hereby repealed.

SECTION 18. This act shall become effective on and after the certification of the Attorney General that:

1. The United States Supreme Court overrules the central holding of *Roe v. Wade*, 410 U.S. 113 (1973), reaffirmed by *Planned Parenthood of Southeastern Pennsylvania v. Casey*, 505 U.S. 833 (1992), thereby restoring to the State of Oklahoma the authority to prohibit abortion; or

2. An amendment to the United States Constitution is adopted that restores to the State of Oklahoma the authority to prohibit abortion.

Passed the Senate the 10th day of March, 2021.

Presiding Officer of the Senate

Passed the House of Representatives the 21st day of April, 2021.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____