

## House Amendments to Senate Bill No. 2922

TO THE SECRETARY OF THE SENATE:

THIS IS TO INFORM YOU THAT THE HOUSE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

### AMENDMENT NO. 1

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

10       **SECTION 1.** Section 41-41-33, Mississippi Code of 1972, is  
11 amended as follows:

12       41-41-33. \* \* \* No abortion shall be performed or induced in  
13 the State of Mississippi, except in the case of a medical  
14 emergency, rape, incest or the presence of a life-threatening  
15 condition in the mother that would be worsened by continuing the  
16 pregnancy.

17       \* \* \*

18       **SECTION 2.** Section 41-41-39, Mississippi Code of 1972, is  
19 amended as follows:

20       41-41-39. Anyone who purposefully, knowingly or recklessly  
21 performs or attempts to perform or induce an abortion in the State  
22 of Mississippi, except in the case of a medical emergency, rape,  
23 incest or the presence of a life-threatening condition in the  
24 mother that would be worsened by continuing the pregnancy, shall,  
25 upon conviction, be guilty of a misdemeanor and shall be punished  
26 by a fine of Five Thousand Dollars (\$5,000.00), by imprisonment in  
27 the county jail for a period of time not to exceed one (1) year,  
28 or both such fine and imprisonment.

29       **SECTION 3.** For the purposes of this act, rape shall be an  
30 exception to the prohibition for an abortion only if a formal  
31 charge of rape has been filed with an appropriate law enforcement  
32 official; and incest shall be an exception to the prohibition for  
33 an abortion only if a formal affidavit, sworn to under oath, is  
34 filed with an appropriate law enforcement official.

35           **SECTION 4.** It is the intent of the Legislature that the  
36 State of Mississippi will be responsible for the medical and  
37 educational needs of any child born to a citizen of this state as  
38 provided by law if the mother has received licensed family  
39 counseling during the gestation period and chose to continue the  
40 pregnancy to delivery, and the child will be eligible to receive  
41 these services until the child reaches the age of nineteen (19)  
42 and the mother agrees to allow for these services to be provided  
43 to the child.

44           **SECTION 5.** This act shall take effect and be in force from  
45 and after July 1, 2006.

**Further, amend by striking the title in its entirety and  
inserting in lieu thereof the following:**

1           AN ACT TO AMEND SECTIONS 41-41-33 AND 41-41-39, MISSISSIPPI  
2 CODE OF 1972, TO PROHIBIT ABORTIONS IN THE STATE OF MISSISSIPPI  
3 EXCEPT IN CERTAIN CASES; TO PROVIDE THAT IT IS THE INTENT OF THE  
4 LEGISLATURE THAT THE STATE WILL BE RESPONSIBLE FOR THE MEDICAL AND  
5 EDUCATIONAL NEEDS OF ANY CHILD BORN TO A CITIZEN OF THE STATE AS  
6 PROVIDED BY LAW IF THE MOTHER RECEIVED COUNSELING DURING THE  
7 PREGNANCY AND CHOSE TO CONTINUE THE PREGNANCY TO DELIVERY; AND FOR  
8 RELATED PURPOSES.

HR03\SB2922PH.J

Don Richardson  
Clerk of the House of Representatives