

HOUSE BILL NO. HB0197

Abortion-48 hour waiting period.

Sponsored by: Representative(s) Tass, Clem, Gray, Hallinan,  
Jennings, Laursen, Miller, Styvar and Winter

A BILL

for

1 AN ACT relating to public safety and health; requiring  
2 physicians to wait a specified period of time before  
3 performing certain nonemergency abortion procedures;  
4 modifying penalties; and providing for an effective date.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

7

8 **Section 1.** W.S. 35-6-102 and 35-6-110 are amended to  
9 read:

10

11 **35-6-102. No abortion after viability; exception.**

12

13 (a) Except when necessary, according to appropriate  
14 medical judgment, to preserve the woman from an imminent

1 peril that substantially endangers her life or health, an  
2 abortion shall not be performed:

3  
4 (i) After the embryo or fetus has reached  
5 viability; ~~except when necessary to preserve the woman from~~  
6 ~~an imminent peril that substantially endangers her life or~~  
7 ~~health, according to appropriate medical judgment. and~~

8  
9 (ii) Not less than forty-eight (48) hours after  
10 the patient has been informed as required by W.S. 35-6-119.

11  
12 **35-6-110. Penalties for violation of W.S. 35-6-102,**  
13 **35-6-103 or 35-6-104.**

14  
15 (a) Any physician or other person who violates any  
16 ~~provision of~~ W.S. 35-6-102(a)(i), 35-6-103 or 35-6-104 is  
17 guilty of a felony punishable by imprisonment ~~in the~~  
18 ~~penitentiary~~ for not more than fourteen (14) years.

19  
20 (b) Any physician or other person who violates W.S.  
21 35-6-102(a)(ii) is guilty of a misdemeanor punishable by  
22 imprisonment for not more than one (1) year, a fine of not  
23 more than one thousand dollars (\$1,000.00), or both.

1

2       (c) Nothing in this section shall be construed to  
3 impose criminal liability upon any patient being treated in  
4 accordance with W.S. 35-6-102.

5

6       **Section 2.** This act is effective July 1, 2020.

7

8

(END)