

By: Miles

S.B. No. 2454

A BILL TO BE ENTITLED

AN ACT

relating to abortions; authorizing a good faith requirement for medical emergencies.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 171.205, Health and Safety Code, is amended to read as follows:

Sec. 171.205. EXCEPTION FOR MEDICAL EMERGENCY; RECORDS.

(a) Sections 171.203 and 171.204 do not apply if a physician, in good faith, believes a medical emergency exists that prevents compliance with this subchapter.

(b) A physician who performs or induces an abortion under circumstances described by subsection (a) shall make written notations in the pregnant woman's medical record of:

(1) the physician's good faith belief that a medical emergency necessitated the abortion; and

(2) the medical condition of the pregnant woman that prevented compliance with this subchapter.

(c) A physician performing or inducing an abortion under this section shall maintain in the physician's practice records a copy of the notations made under Subsection (b).

SECTION 2. The change in law made by this Act applies only to an abortion performed or induced on or after the effective date of this Act.

SECTION 3. This act takes effect September 1, 2023.