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HOUSE OF REPRESENTATIVES

BY: Matt Krause

FLOOR AMENDMENT NO. _____

Amend C.S.H.B. No. 2950 (house committee report) as follows:

(1) Amend Section 301.002, Occupations Code, by adding SECTION 6.

(6) "dismemberment abortion" means an abortion in which a person, with the purpose of causing the death of an unborn child, dismembers the unborn child and extracts the unborn child one piece at a time from the uterus through the use of clamps, grasping forceps, tongs, scissors, or a similar instrument that, through the convergence of two rigid levers, slices, crushes, or grasps, or performs any combination of those actions on, a piece of the unborn child's body to cut or rip the piece from the body. The term does not include an abortion that uses suction to dismember the body of an unborn child by sucking pieces of the unborn child into a collection container. The term includes a dismemberment abortion that is used to cause the death of an unborn child and in which suction is subsequently used to extract pieces of the unborn child after the unborn child's death.

(2) On page 11, line 14, amend the section to read as follows:

(13) failure to care adequately for a patient or to conform to the minimum standards of acceptable nursing practice in a manner that, in the board 's opinion, exposes a patient or other person unnecessarily to risk of harm;[-]

(14) intentionally assisting in the performance of a dismemberment abortion unless the dismemberment abortion is necessary in a medical emergency as defined by Section 171.002(3),

Health and Safety Code.

(3) On page 44, between lines 17 and 18, insert the following appropriately lettered subsection:

() Section 301.452(14), Occupations Code, as added by this Act, applies only to an abortion performed on or after the effective date of this Act. An abortion performed before the effective date of this Act is governed by the law in effect on the date the abortion was performed, and the former law is continued in effect for that purpose.