

By: Martinez Fischer

H.B. No. 1254

A BILL TO BE ENTITLED

1 AN ACT
2 related to expanding the exemptions of abortions and Texas women's
3 access to reproductive healthcare including in vitro
4 fertilization.

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

6 SECTION 1. 170A.001 of the Health and Safety code is amended
7 by adding Subsection (4)(5)(6) to section (b) to read as follows:

8 (4) applied to instances where in vitro fertilization
9 or fertility treatments of any type are used;

10 (5) The use, prescription, administration, procuring,
11 or selling of Plan B, morning-after pills, intrauterine devices, or
12 any other type of contraception or emergency contraception;

13 (6) An act performed with the purpose to:

14 (A) Save the life or preserve the health of the
15 unborn child;

16 (B) Remove a dead unborn child caused by
17 spontaneous abortion; or

18 (C) Remove or treat an ectopic pregnancy, the
19 implantation of a fertilized egg or embryo outside of the uterus.

20 SECTION 2. Section 170.002, Health and Safety Code, is
21 amended by adding Subsection (b-1) to read as follows:

22 (b-1) Subsection (a) does not prohibit a physician from
23 performing an abortion if:

24 (1) the pregnant woman is 35 years of age or older or

1 has a high-risk condition, as determined by the physician; or
2 (2) the pregnancy resulted from in vitro
3 fertilization.

4 SECTION 3: This Act takes effect immediately if it receives a
5 vote of two-thirds of all the members elected to each house, as
6 provided by Section 39, Article III, Texas Constitution. If this
7 Act does not receive the vote necessary for immediate effect, this
8 Act takes effect September 1, 2025.