

1 2395-S.E AMS SWEC GORR 002

2 **ESHB 2395** - S AMD - 819  
3 By Senator Swecker

4 WITHDRAWN 3/6/98

5 Strike everything after the enacting clause and insert the  
6 following:

7 "NEW SECTION. **Sec. 1.** A new section is added to chapter 9.02 RCW  
8 to read as follows:

9 For the purposes of section 2 of this act, "partial-birth abortion"  
10 means the act of intentionally terminating the life of a fetus after  
11 the fetus has entered the birth canal.

12 **Sec. 2.** RCW 9.02.110 and 1992 c 1 s 2 are each amended to read as  
13 follows:

14 The state may not deny or interfere with a woman's right to choose  
15 to have an abortion prior to viability of the fetus, or to protect her  
16 life or health. Provided, that if a physician determines that a  
17 surgical procedure is necessary to protect the life or health of the  
18 mother, then every reasonable effort shall be made by the physician to  
19 protect and preserve the life of the viable fetus. The term surgical  
20 procedure includes a partial-birth abortion.

21 A physician may terminate and a health care provider may assist a  
22 physician in terminating a pregnancy as permitted by this section."

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26 On page 1, on line 1 of the title, after "RCW" strike the remainder  
27 of the title and insert "9.02.110; and adding a new section to chapter  
28 9.02 RCW."

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