

## Session 125 - (2023-2024)

### **S\*0474 (Rat #0088, Act #0070 of 2023) General Bill, By Grooms, Massey, Kimbrell and Adams**

#### **Summary:** Abortion - Fetal Heartbeat

AN ACT TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING ARTICLE 6 OF CHAPTER 41, TITLE 44, RELATING TO THE FETAL HEARTBEAT AND PROTECTION FROM ABORTION ACT, SO AS TO PROVIDE THAT ABORTIONS MAY NOT BE PERFORMED IN THIS STATE AFTER A FETAL HEARTBEAT HAS BEEN DETECTED, WITH EXCEPTIONS FOR MEDICAL EMERGENCIES, RAPE, INCEST, OR FATAL FETAL ANOMALIES; TO CHANGE CERTAIN DEFINITIONAL TERMS; TO CREATE CRIMINAL PENALTIES; TO ESTABLISH CERTAIN RECORDKEEPING AND RECORD RETENTION REQUIREMENTS FOR PHYSICIANS AND OWNERS OF MEDICAL RECORDS; TO REQUIRE PHYSICIANS TO REPORT CERTAIN ALLEGATIONS OF RAPE OR INCEST TO LAW ENFORCEMENT; TO PROHIBIT CRIMINAL PROSECUTION OF ANY WOMAN WHO SEEKS OR OBTAINS AN ABORTION; TO CREATE A CIVIL RIGHT OF ACTION BY CERTAIN INDIVIDUALS FOR VIOLATIONS OF THE ARTICLE; TO REQUIRE PROFESSIONAL DISCIPLINE AGAINST PHYSICIANS IN CERTAIN CIRCUMSTANCES; AND FOR OTHER PURPOSES; BY ADDING SECTIONS 44-41-90, 63-17-325, AND 38-71-146 SO AS TO PROHIBIT THE USE OF STATE FUNDING FOR ABORTION-RELATED EXPENSES, TO REQUIRE CHILD SUPPORT FROM THE DATE OF CONCEPTION, AND TO REQUIRE HEALTH INSURANCE PLANS TO PROVIDE COVERAGE FOR CONTRACEPTIVES, RESPECTIVELY; BY AMENDING SECTIONS 44-41-10, 44-41-60, 44-41-70, 44-41-80, AND 44-41-330, ALL RELATING TO ABORTION, SO AS TO MAKE CONFORMING CHANGES; BY REQUIRING THE PUBLIC EMPLOYEE BENEFIT AUTHORITY AND THE STATE HEALTH PLAN TO PROVIDE COVERAGE FOR CONTRACEPTIVES; BY AUTHORIZING THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES TO INTERVENE ON BEHALF OF THEIR RESPECTIVE BODY IN CERTAIN COURT ACTIONS; BY REPEALING SECTION 2 OF ACT 1 OF 2021, SECTION 44-41-20, AND ARTICLE 5, CHAPTER 41, TITLE 44 ALL RELATING TO ABORTION; AND FOR OTHER PURPOSES. - RATIFIED TITLE

**02/01/23 Senate Introduced and read first time (Senate Journal-page 3)**  
**02/01/23 Senate Referred to Committee on Medical Affairs (Senate Journal-page 3)**  
**02/02/23 Scrivener's error corrected**  
**02/03/23 Senate Polled out of committee Medical Affairs (Senate Journal-page 1)**  
**02/03/23 Senate Committee report: Favorable Medical Affairs (Senate Journal-page 1)**  
**02/07/23 Scrivener's error corrected**  
**02/07/23 Senate Debate interrupted (Senate Journal-page 19)**  
**02/08/23 Senate Amended (Senate Journal-page 53)**  
**02/08/23 Senate Read second time (Senate Journal-page 53)**  
**02/09/23 Senate Amended (Senate Journal-page 25)**  
**02/09/23 Senate Read third time and sent to House (Senate Journal-page 26)**  
**02/09/23 Senate Roll call Ayes-28 Nays-12 (Senate Journal-page 25)**  
**02/13/23 Scrivener's error corrected**  
**02/14/23 House Introduced and read first time (House Journal-page 11)**  
**02/14/23 House Referred to Committee on Judiciary (House Journal-page 11)**  
**05/10/23 House Committee report: Favorable with amendment Judiciary (House Journal-page 43)**  
**05/11/23 House Requests for debate-Rep(s). Hiott, Magnuson, McCravy, Pope, Felder, O'Neal, Ligon, T Moore, Nutt, Hayes, Guest, Erickson, Jordan, JE Johnson, W Newton, Atkins, BL Cox, Pace, Davis, MM Smith, Lawson, Harris, B Newton, Neese, Carter, Hixon, Oremus, Williams, Henegan, Gagnon, Chapman, West Thayer, Forrest, Cobb-Hunter, Henderson-Myers, King, McDaniel, JA Moore, Bauer, Tedder, Rivers, Kirby, Thigpen, Hosey, Clyburn, Anderson, Hewitt, Robbins, Bernstein, Jefferson, JL Johnson White, S Jones, Gilliam, Murphy, Brewer, Whitmire, Sandifer, Mitchell, Yow, Hager, May, Kilmartin, Long, Trantham, AM Morgan, Dilliard, W Jones, Wetmore, Caskey, Wooten, Weeks, Taylor (House Journal-page 33)**  
**05/16/23 House Amended (House Journal-page 34)**  
**05/16/23 House Read second time (House Journal-page 301)**  
**05/16/23 House Roll call Yeas-82 Nays-33 (House Journal-page 301)**  
**05/17/23 House Read third time and returned to Senate with amendments (House Journal-page 14)**  
**05/17/23 House Roll call Yeas-82 Nays-32 (House Journal-page 14)**  
**05/18/23 Scrivener's error corrected**  
**05/23/23 Scrivener's error corrected**

<b>05/23/23</b>	<b>Senate</b>	<b>Concurred in House amendment and enrolled (Senate Journal-page 61)</b>
<b>05/23/23</b>	<b>Senate</b>	<b>Roll call Ayes-27 Nays-19 (Senate Journal-page 61)</b>
<b>05/24/23</b>		<b>Ratified R 88</b>
<b>05/25/23</b>		<b>Signed By Governor</b>
<b>05/25/23</b>		<b>Effective date 05/25/23</b>
<b>05/25/23</b>		<b>Act No. 70</b>