

# TABLED



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
House Bill 190

AMENDMENT NO. A7  
(to be filled in by  
Principal Clerk)

H190-ABC-38 [v.4]

Page 1 of 2

Amends Title [YES]  
Fourth Edition

Date \_\_\_\_\_, 2023

Senator Mayfield

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moves to amend the bill on page 1, line 3, by inserting the following before the period:  
"AND TO CREATE A PRIVATE RIGHT OF ACTION AGAINST AN INDIVIDUAL WHO  
INTERFERES WITH A WOMAN SEEKING AN ABORTION";

and on page 23, lines 17-18, by inserting the following between the lines:

**"PART XIII-B. PRIVATE RIGHT OF ACTION**

**SECTION 13B.1.(a)** G.S. 99D-1 is amended by adding new subsections to read:

"(d) All of the following are violations of this Chapter:

- (1) For any individual to obstruct, block, or otherwise interfere with another individual's access to or egress from, or from the common areas of, a healthcare facility that performs abortions.
- (2) For any individual to injure or threaten to injure another individual who is seeking an abortion.
- (3) For an individual to willfully harass, without any legal purpose, an individual seeking an abortion.
- (4) For an individual to publish, disclose, or otherwise misuse the personal information of an individual seeking an abortion.

(e) Any individual who is the victim of a violation described in subsection (d) of this section may bring a civil action. The court may restrain and enjoin such future acts, and may award compensatory and punitive damages to the plaintiff. The court may award court costs and attorneys' fees to the prevailing party. However, a prevailing defendant may be awarded reasonable attorneys' fees only upon a showing that the case is frivolous, unreasonable, or without foundation. Notwithstanding any other provision of law, an action under this section must be commenced within the latter of 25 years of the conduct giving rise to the action, or 4 years after discovery of the conduct giving rise to the action."



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1                   **SECTION 13B.1.(b)** This section is effective July 1, 2023, and applies to causes of  
2 action arising on or after that date."  
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SIGNED \_\_\_\_\_  
Amendment Sponsor

SIGNED \_\_\_\_\_  
Committee Chair if Senate Committee Amendment

ADOPTED \_\_\_\_\_ FAILED \_\_\_\_\_ TABLED \_\_\_\_\_