

# TABLED



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
House Bill 190

AMENDMENT NO. A15  
(to be filled in by  
Principal Clerk)

H190-ABC-47 [v.4]

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Amends Title [YES]  
Fourth Edition

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

Senator Adcock

1 moves to amend the bill on page 1, line 3, by inserting the following before the period:  
2 "AND TO ENSURE PROMPT ACCESS TO ABORTION IN THE CASES OF MEDICAL  
3 EMERGENCY AND LIFE-LIMITING FETAL ANOMALIES";

4  
5 and on page 23, lines 17-18, by inserting the following between the lines:  
6 "**PART XIII-M. PROMPT ABORTION ACCESS DURING MEDICAL EMERGENCIES**  
7 **AND FOR LIFE-LIMITING FETAL ANOMALIES**

8 **SECTION 13M.1.(a)** G.S. 90-21.81, as amended by S.L. 2023-14, reads as  
9 rewritten:

10 "**§ 90-21.81. Definitions.**

11 The following definitions apply in this Article:

12 ...

13 (5) Medical emergency. – A condition which, in reasonable medical judgment, so  
14 complicates the medical condition of the pregnant person as to necessitate the  
15 immediate termination of the pregnancy to avert her death or for which a delay  
16 will create serious risk of substantial and/or irreversible physical impairment,  
17 including any psychological or emotional conditions. ~~woman as to necessitate~~  
18 ~~the immediate abortion of her pregnancy to avert her death or for which a~~  
19 ~~delay will create serious risk of substantial and irreversible physical~~  
20 ~~impairment of a major bodily function, not including any psychological or~~  
21 ~~emotional conditions. For purposes of this definition, no condition shall be~~  
22 ~~deemed a medical emergency if based on a claim or diagnosis that the woman~~  
23 ~~will engage in conduct which would result in her death or in substantial and~~  
24 ~~irreversible physical impairment of a major bodily function.~~

25 ...."

26 **SECTION 13M.1.(b)** G.S. 90-21.86 reads as rewritten:

27 "**§ 90-21.86. Procedure in case of medical emergency.**

28 When a medical emergency compels the performance of an abortion, the physician shall  
29 inform the woman, before the abortion if possible, of the medical indications supporting the  
30 physician's judgment that an abortion is necessary ~~to avert her death or that a 72-hour delay will~~  
31 ~~create a serious risk of substantial and irreversible impairment of a major bodily function, not~~  
32 ~~including psychological or emotional conditions because of the medical emergency.~~ As soon as



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1 feasible, the physician shall document in writing the medical indications upon which the  
2 physician relied and shall cause the original of the writing to be maintained in the woman's  
3 medical records and a copy given to ~~her~~her. Notwithstanding the provisions of G.S. 90-21.82,  
4 G.S. 90-21.83A, and G.S. 90-21.83C, an abortion performed because of a medical emergency or  
5 life-limiting anomaly may be performed as soon as the physician diagnosing the anomaly deems  
6 it reasonable to do so."

7 **SECTION 13M.1.(c)** This section becomes effective July 1, 2023."  
8  
9

SIGNED \_\_\_\_\_  
Amendment Sponsor

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

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