

**CS FOR HOUSE BILL NO. 160(HES)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - FIRST SESSION

BY THE HOUSE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

Offered: 4/4/01

Referred: Judiciary, Finance

Sponsor(s): REPRESENTATIVES COGHILL, Dyson, James, Kott, Wilson, Meyer, Stevens, Kohring, Green

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act requiring the reporting of induced terminations of pregnancies."**

2 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 \* **Section 1.** AS 18.50 is amended by adding a new section to read:

4 **Sec. 18.50.245. Report of induced termination of pregnancy.** (a) A  
5 hospital, clinic, or other institution where an induced termination of pregnancy is  
6 performed in the state shall submit a report directly to the state registrar within 30 days  
7 after the induced termination is completed. The report may not contain the name of  
8 the patient whose pregnancy was terminated but must contain the information required  
9 by the state registrar in regulations adopted under this section.

10 (b) When an induced termination of pregnancy is performed by a physician  
11 outside of a hospital, clinic, or other institution, the physician shall submit the report  
12 required under this section within 30 days after the induced termination of pregnancy  
13 is completed.

14 (c) For purposes of this section,

15 (1) an induced termination of pregnancy is considered to be performed

1 where the act interrupting the pregnancy is performed even if the resultant expulsion  
2 of the product of conception occurs elsewhere;

3 (2) prescription of a medicine by a physician who knows that the  
4 medicine will be taken with the intention of inducing termination of a pregnancy is  
5 considered to be the act that interrupts the pregnancy even if the medicine is taken  
6 outside of the physician's presence; and

7 (3) an induced termination of pregnancy is considered to be completed  
8 when the product of conception is extracted or expelled.

9 (d) The state registrar shall annually prepare a statistical report based on the  
10 reports received under this section. The report must include the types of information  
11 required under (e) of this section. The data gathered from the reports received under  
12 this section may only be presented in aggregate statistics, not individually, so that  
13 specific individuals may not be identified. After preparation of the annual report, the  
14 state registrar shall destroy the reports received under this section.

15 (e) The state registrar shall adopt regulations to implement this section. The  
16 regulations that establish the information that will be required in a report of an induced  
17 termination of pregnancy must require information substantially similar to the  
18 information required under the United States Standard Report of Induced Termination  
19 of Pregnancy, as published by the National Center for Health Statistics, Centers for  
20 Disease Control and Prevention, United States Department of Health and Human  
21 Services, in April 1998, as part of DHHS Publication No. (PHS) 98-1117.

22 \* **Sec. 2.** AS 18.50.310(b) is amended to read:

23 (b) The bureau may permit the use of data contained in vital statistics records,  
24 **other than reports of induced terminations of pregnancy,** for research purposes.

25 \* **Sec. 3.** AS 18.50.310(e) is amended to read:

26 (e) The department may by regulation provide for the release of information,  
27 **other than information in reports of induced terminations of pregnancy,** to  
28 authorized representatives of organizations or foundations that counsel the next of kin  
29 of victims of sudden infant death syndrome.

30 \* **Sec. 4.** AS 18.50.350 is amended to read:

31 **Sec. 18.50.350. Duty to furnish information.** A person having knowledge of

1 the facts shall furnish the information the person possesses regarding a birth, death,  
 2 fetal death, **induced termination of pregnancy**, marriage, or divorce, upon demand  
 3 of the state registrar.

4 \* **Sec. 5.** AS 18.50.950(8) is amended to read:

5 (8) "fetal death" means death before the complete expulsion or  
 6 extraction from its mother of a product of human conception, irrespective of the  
 7 duration of pregnancy, **where**

8 **(A)** [AND] the death is indicated by the fact that, after  
 9 expulsion or extraction, the fetus does not breathe or show evidence of life  
 10 such as beating of the heart, pulsation of the umbilical cord, or definite  
 11 movement of voluntary muscles; **and**

12 **(B) the expulsion or extraction is not caused by an induced**  
 13 **termination of pregnancy;**

14 \* **Sec. 6.** AS 18.50.950(18) is amended to read:

15 (18) "vital statistics" means records of birth, death, fetal death,  
 16 **induced termination of pregnancy**, marriage, divorce, adoption, and related data.

17 \* **Sec. 7.** AS 18.50.950 is amended by adding a new paragraph to read:

18 (19) "induced termination of pregnancy" means the purposeful  
 19 interruption of an intrauterine pregnancy with the intention other than to produce a  
 20 live-born infant, and that does not result in a live birth, except that "induced  
 21 termination of pregnancy" does not include management of prolonged retention of  
 22 products of conception following fetal death;