

SENATE BILL NO. 5

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-SIXTH LEGISLATURE - FIRST SESSION

BY SENATORS DYSON AND THERRIAULT

Introduced: 1/21/09

Referred: Health and Social Services, Judiciary

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to partial-birth abortions."**

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

3 * **Section 1.** AS 18.16.050(c) is amended to read:

4 (c) In this section,

5 (1) "partial-birth abortion" means **a procedure in which a person**
6 **deliberately and intentionally**

7 (A) [AN ABORTION IN WHICH THE PERSON
8 PERFORMING THE ABORTION] partially vaginally delivers a living fetus
9 **for the purpose of performing an overt act that the person knows will kill**
10 **the fetus; and**

11 (B) **performs the overt act, other than completion of**
12 **delivery, that kills the fetus;**

13 (2) "partially vaginally delivers" means **brings about the delivery**
14 **of a fetus through the mother's vagina that causes**

15 (A) **in the case of a head-first presentation, the entire fetal**

1 **head to be outside of the mother's body; or**
2 **(B) in the case of breech presentation, any part of the fetal**
3 **trunk past the navel to be outside the mother's body** [BEFORE KILLING
4 THE FETUS AND COMPLETING THE DELIVERY].