

Introduced: 1/26/70
Referred: Health, Welfare
and Education and Judic-
iary

1 IN THE SENATE

BY RADER

2 SENATE BILL NO. 411

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to abortions."

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 * Section 1. AS 11.15.060 is repealed and re-enacted to read:

9 Sec. 11.15.060. ABORTION. (a) A person, not a physician, who
10 provides to a woman, or procures a woman to take, a drug, medicine, or
11 substance, or uses any instrument or other means whatever upon a woman
12 with intent to induce an abortion of a woman is punishable by imprison-
13 ment for not less than one year nor more than five years. For purposes of
14 this section it shall not be necessary to prove that the woman was in
15 fact pregnant, nor that an artificial interruption of pregnancy occurred.

16 (b) A physician who provides to a woman, or procures a woman to
17 take, a drug, medicine, or substance, or uses any instrument or other
18 means whatever upon a woman, with intent to induce an abortion of a
19 woman after the 20th week of gestation without the express authorization
20 of the therapeutic abortion committee of the hospital at which the
21 abortion is to be performed, or a physician who provides to a woman,
22 or procures a woman to take, a drug, medicine, or substance, or uses
23 any instrument or other means whatever upon a woman, with intent to
24 induce an abortion of a woman after the 20th week of gestation in any
25 place other than a hospital is guilty of a felony, and upon conviction
26 is punishable by imprisonment for a period of not less than three, nor
27 more than five years.

28 (1) A physician may terminate a woman's pregnancy if the
29 therapeutic abortion committee of the hospital at which the abortion is

1 to be performed has determined that the continuation of the pregnancy
2 will gravely impair the mental or physical health of the woman.

3 (2) Every hospital performing therapeutic abortions shall
4 have a therapeutic abortion committee of five persons. The purpose of
5 the committee is to determine which applicants for therapeutic abortions,
6 if any, warrant abortions. The committee is to be comprised of at
7 least one medical doctor, one sociologist, and one lawyer. The commit-
8 tee must be registered with the Department of Health and Welfare and
9 certify to the commissioner each abortion approved, the reason for the
10 abortion and such other information as the commissioner may by general
regulation require.

13 (c) The artificial interruption of pregnancy by a licensed
14 physician before 20 weeks of gestation is a matter of practice of medi-
15 cine and not prohibited by criminal law.
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