

Senate Amendment 3006

Amendment Text

PAG LIN

1 1 Amend [Senate File 13](#) as follows:
1 2 #1. By striking everything after the enacting
1 3 clause and inserting the following:
1 4 "Section 1. NEW SECTION. 146A.1 NOTIFICATION OF
1 5 PARENT BY MINOR CONTEMPLATING AN ABORTION –
1 6 REQUIREMENTS – EXCEPTIONS.
1 7 1. A minor seeking or contemplating seeking an
1 8 abortion shall notify a parent of the minor of the
1 9 minor's intention and shall seek counseling from the
1 10 parent.
1 11 2. Notwithstanding subsection 1, if a minor is
1 12 unable to comply with the notification requirement
1 13 pursuant to subsection 1, because notification is not
1 14 in the best interest of the minor due to, but not
1 15 limited to, rape, incest, or the dysfunctional nature
1 16 of the minor's family, the minor may comply with the
1 17 requirement of subsection 1, by receiving counseling
1 18 from any of the following individuals, none of whom is
1 19 associated with an abortion provider, regarding the
1 20 alternatives available to the minor for managing the
1 21 pregnancy and verifying the receipt of counseling as
1 22 required in subsection 3:
1 23 a. A grandparent of the minor.
1 24 b. A physician licensed to practice medicine or
1 25 surgery pursuant to chapter 148, osteopathy pursuant
1 26 to chapter 150, or osteopathic medicine and surgery
1 27 pursuant to chapter 150A.
1 28 c. A psychologist licensed pursuant to chapter
1 29 154B.
1 30 d. A psychiatrist licensed pursuant to chapter
1 31 148.
1 32 e. A social worker licensed pursuant to chapter
1 33 154C.
1 34 f. A marital and family therapist licensed
1 35 pursuant to chapter 154D.
1 36 g. A person who practices as a registered nurse or
1 37 as a licensed practical nurse pursuant to chapter 152.
1 38 h. A physician assistant licensed pursuant to
1 39 chapter 148C.
1 40 i. A licensed advanced registered nurse
1 41 practitioner certified as a nurse-midwife.
1 42 j. A person ordained or designated as a leader of
1 43 a religious faith.
1 44 3. If a minor seeks to arrange an abortion, a
1 45 person performing the abortion shall not perform the
1 46 abortion unless the minor provides one of the
1 47 following forms of verification of compliance with
1 48 subsection 1 or 2:
1 49 a. If the minor complies with subsection 1,
1 50 verification may be provided by either of the
2 1 following means:
2 2 (1) A parent accompanies the minor during the
2 3 performance of the abortion.
2 4 (2) A parent signs and dates a letter indicating
2 5 the parent's notification of the abortion.
2 6 b. If the minor complies with subsection 2, the
2 7 minor shall provide a form signed and dated by the

2 8 individual providing counseling, verifying receipt of
2 9 counseling by the minor.

2 10 4. A minor is not required to comply with
2 11 subsection 1 or 2 if the minor's attending physician
2 12 certifies that a medical emergency exists. If
2 13 noncompliance with either subsection is by reason of a
2 14 medical emergency, the attending physician shall
2 15 certify, in writing, in the minor's medical record,
2 16 the basis for the medical judgment that a medical
2 17 emergency existed.

2 18 5. For the purposes of this section:

2 19 a. "Abortion" means an abortion as defined in
2 20 section 146.1.

2 21 b. "Medical emergency" means a condition that,
2 22 based on a physician's good faith clinical judgment,
2 23 so complicates the medical condition of the minor as
2 24 to necessitate the immediate abortion of the minor's
2 25 pregnancy to avert the minor's death, or for which a
2 26 delay will create serious risk of substantial and
2 27 irreversible impairment of a major bodily function.

2 28 c. "Minor" means minor as defined in section
2 29 599.1.

2 30 d. "Parent" means one parent of the minor or the
2 31 minor's guardian or custodian.

2 32 6. A person who uses reasonable diligence in
2 33 providing counseling under subsection 2 and in
2 34 complying with the requirements of this section, is
2 35 immune from any liability, civil or criminal, which
2 36 might arise under this section."

2 37 #2. Title page, by striking lines 1 through 3 and
2 38 inserting the following: "An Act relating to the
2 39 notification of a parent by a minor contemplating an
2 40 abortion and providing alternatives."

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2 44 _____
2 44 JOHNIE [HAMMOND](#)

2 45 [SF 13](#).302 76

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