

**House File 2788 - Reprinted**

HOUSE FILE 2788  
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HF 2563)  
(SUCCESSOR TO HSB 704)

(As Amended and Passed by the House May 1, 2026)

**A BILL FOR**

1 An Act relating to abortions including definitions, informed  
2 consent, dispensing of abortion-inducing drugs, and other  
3 abortion-related provisions.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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DIVISION I

ABORTION — DEFINED

Section 1. Section 146B.1, subsection 1, Code 2026, is amended to read as follows:

1. "Abortion" means the termination of a human pregnancy with the intent other than to produce a live birth or to remove a dead fetus. "Abortion" does not include any of the following:

a. Treatment of a spontaneous termination of pregnancy, commonly known as a miscarriage.

b. Removal of the products of conception after an incomplete or inevitable loss of a pregnancy.

c. Treatment of an ectopic pregnancy.

Sec. 2. Section 146E.1, subsection 1, Code 2026, is amended to read as follows:

1. "Abortion" means the ~~termination of a human pregnancy with the intent other than to produce a live birth or to remove a dead fetus~~ same as defined in section 146B.1.

DIVISION II

INFORMED CONSENT

Sec. 3. Section 146A.1, Code 2026, is amended by adding the following new subsection:

NEW SUBSECTION. 1A. Prior to performing an abortion, a physician shall perform an in-person examination of the pregnant woman including screening for indicia of coercion or abuse. A physician shall, if necessary, refer the woman to an appropriate health care provider for treatment consistent with the examination results.

Sec. 4. Section 146A.1, subsection 6, Code 2026, is amended by adding the following new paragraphs:

NEW PARAGRAPH. 0a. "Abortion" means the same as defined in section 146B.1.

NEW PARAGRAPH. 00a. "Health care provider" means a person who is licensed, certified, or otherwise authorized or permitted by the laws of this state to administer health care in the ordinary course of business or in the practice of a

1 profession.

2 NEW PARAGRAPH. *Ob.* "Physician" means the same as defined  
3 in section 146B.1.

4 Sec. 5. NEW SECTION. **146A.2 Prerequisites for dispensing**  
5 **abortion-inducing drugs — licensee discipline.**

6 1. As used in this section, unless the context otherwise  
7 requires:

8 *a.* "Abortion-inducing drug" means the same as defined in  
9 section 146F.1.

10 *b.* "Chemical abortion" means the same as defined in section  
11 146F.1.

12 *c.* "Dispense" means the same as defined in section 146F.1.

13 *d.* "Medical emergency" means the same as defined in section  
14 146A.1.

15 *e.* "Pregnant" or "pregnancy" means the human female  
16 reproductive condition of having a living unborn child within  
17 the pregnant woman's body throughout every stage of the unborn  
18 child's life and development, from fertilization to full  
19 gestation and childbirth.

20 2. A physician who is performing or attempting to perform  
21 a chemical abortion shall do all of the following prior to  
22 prescribing or dispensing an abortion-inducing drug to a  
23 pregnant woman:

24 *a.* Obtain the signature of the woman on the United States  
25 food and drug administration patient agreement form required  
26 for each abortion-inducing drug authorized to be manufactured  
27 or sold in the United States.

28 *b.* Obtain written confirmation from the woman that the woman  
29 has been informed of all of the following information:

30 (1) The gestational age-specific risks of abortion-inducing  
31 drugs.

32 (2) The risks related to the specific abortion-inducing  
33 drug or drugs to be used, including hemorrhage, failure to  
34 remove all tissue of the unborn child, sepsis, sterility, and  
35 possible continuation of the pregnancy.

1 (3) That the United States federal food and drug  
2 administration recommends that the pregnant woman follow up  
3 with the woman's health care provider approximately seven  
4 to fourteen calendar days after the administration of an  
5 abortion-inducing drug to confirm complete termination of  
6 pregnancy has occurred and to evaluate the degree of bleeding.

7 (4) That women using abortion-inducing drugs have suffered  
8 trauma from seeing the remains of the unborn child in the  
9 process of a chemical abortion.

10 c. Advise the pregnant woman how to access emergency  
11 surgical intervention in case of an incomplete abortion, severe  
12 bleeding, or other medical complications.

13 3. Subsection 2 shall not apply to a chemical abortion  
14 performed in response to a medical emergency.

15 4. This section shall not be construed to impose civil or  
16 criminal liability on a woman upon whom a chemical abortion has  
17 been performed.

18 5. A physician who fails to comply with this section is  
19 subject to licensee discipline under chapter 148.

20 6. The board of medicine shall adopt rules pursuant to  
21 chapter 17A to administer this section.

22 DIVISION III

23 DISPENSING ABORTION-INDUCING DRUGS

24 Sec. 6. NEW SECTION. 146F.1 Definitions.

25 As used in this chapter, unless the context otherwise  
26 requires:

27 1. "*Abortion-inducing drug*" means any drug, chemical, or  
28 other substance that is prescribed or administered with the  
29 intent of performing an abortion. "*Abortion-inducing drug*"  
30 does not include a drug, chemical, or other substance that  
31 is prescribed or administered for a purpose other than to  
32 perform an abortion, even if the drug may be known to cause an  
33 abortion.

34 2. "*Chemical abortion*" means an abortion performed by the  
35 administration or use of an abortion-inducing drug.

1 3. "*Dispense*" means to distribute, administer, or send an  
2 abortion-inducing drug to the ultimate user.

3 4. "*Health care setting*" means a pharmacy, clinic, medical  
4 office, or hospital.

5 5. "*Hospital*" means the same as defined in section 135B.1.

6 6. "*Interested party*" means any of the following persons:

7 a. A woman upon whom a chemical abortion was performed or  
8 attempted.

9 b. The personal representative of a woman upon whom a  
10 chemical abortion was performed or attempted.

11 7. "*Medical emergency*" means the same as defined in section  
12 146A.1.

13 8. "*Personal representative*" means an administrator or  
14 an executor, or if there is no such personal representative  
15 appointed, then a person legally authorized to perform  
16 substantially the same functions.

17 Sec. 7. NEW SECTION. 146F.2 **Dispensing of abortion-inducing**  
18 **drugs — restrictions.**

19 1. A person shall not dispense an abortion-inducing drug in  
20 this state unless all of the following criteria are met:

21 a. The drug is dispensed in a health care setting directly  
22 to the woman prescribed the drug.

23 b. The person dispensing the drug is authorized to do so  
24 pursuant to section 147.107.

25 2. Subsection 1 does not apply to the dispensing of an  
26 abortion-inducing drug in response to a medical emergency.

27 Sec. 8. NEW SECTION. 146F.4 **Private cause of action —**  
28 **civil liability.**

29 1. A person who dispenses an abortion-inducing drug  
30 in violation of section 146F.2 shall be civilly liable  
31 to any interested party for all damages caused by the  
32 abortion-inducing drug. A person who is subject to licensee  
33 discipline under chapter 148 or 155A shall be immune from civil  
34 liability under this section.

35 2. In addition to compensatory or punitive damages, a

1 prevailing plaintiff who brings an action under this section is  
2 entitled to court costs and reasonable attorney fees.

3 3. In an action brought under this section, the name and  
4 other identifying characteristics of a woman who sought or  
5 obtained an abortion-inducing drug shall be redacted without  
6 a court order from all pleadings and documents filed in the  
7 action. The court may make further orders as necessary to  
8 protect the identity and privacy of the woman who sought or  
9 obtained an abortion-inducing drug.

10 4. This section shall not be construed to impose civil or  
11 criminal liability on a woman upon whom a chemical abortion is  
12 performed.

13 Sec. 9. NEW SECTION. 146F.5 Licensee discipline.

14 A licensee who fails to comply with this chapter is subject  
15 to licensee discipline under chapter 148 or 155A.

16 DIVISION IV

17 ABORTION-RELATED PROVISIONS

18 Sec. 10. Section 144.29A, subsection 1, paragraph k, Code  
19 2026, is amended to read as follows:

20 k. The method used for an induced termination, including  
21 whether mifepristone or misoprostol was used.

22 Sec. 11. Section 144.29A, subsection 1, Code 2026, is  
23 amended by adding the following new paragraph:

24 NEW PARAGRAPH. 1. If a spontaneous termination of  
25 pregnancy, whether the patient ingested mifepristone or  
26 misoprostol within fourteen calendar days prior to the date of  
27 the spontaneous termination of pregnancy.

28 Sec. 12. Section 144.29A, subsection 7, paragraph c, Code  
29 2026, is amended to read as follows:

30 c. "Spontaneous termination of pregnancy", commonly known  
31 as a miscarriage, means the occurrence of an unintended  
32 termination of pregnancy at any time during the period from  
33 conception to twenty weeks gestation and which is not a  
34 spontaneous termination of pregnancy at any time during the  
35 period from twenty weeks or greater which is reported to the

1 department as a fetal death under [this chapter](#).

2 Sec. 13. REPEAL. Chapter 146C, Code 2026, is repealed.