

March 18, 2013

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2368

Page 1, line 2, after the semicolon insert "and"

Page 1, line 3, remove "14-02.1-01,"

Page 1, line 3, remove "and"

Page 1, line 3, after "14-02.1-07" insert ", 14-02.3-01, and 14-02.3-02"

Page 1, line 4, replace "and" with a comma

Page 1, line 4, after "requirements" insert ", and the use of public funds for abortions and family planning"

Page 1, remove lines 6 through 13

Page 4, line 29, after "**prohibited**" insert "**, for the purpose of protecting the state's compelling interest in the unborn human life from the time the unborn child is capable of feeling pain**"

Page 7, after line 26, insert:

**"SECTION 4. AMENDMENT.** Section 14-02.3-01 of the North Dakota Century Code is amended and reenacted as follows:

**14-02.3-01. State policy on abortion and childbirth - Use of public funds restricted.**

1. Between normal childbirth and abortion, it is the policy of the state of North Dakota that normal childbirth is to be given preference, encouragement, and support by law and by state action, it being in the best interests of the well-being and common good of North Dakota citizens.
2. An agency of this state may not produce, distribute, publish, disseminate, endorse, or approve materials of any type that, between normal childbirth and abortion, do not give preference, encouragement, and support to normal childbirth. An agency of the state may not fund, endorse, or support any program that, between normal childbirth and abortion, does not give preference, encouragement, and support to normal childbirth.
3. ~~No~~Unless an abortion is necessary to prevent the death of the woman, no funds of this state or any agency, county, municipality, school district, or any other subdivision thereof, or institution under the control of the state board of higher education, and no federal funds passing through the state treasury or a state agency may be used to ~~pay~~.
- a. Pay for the performance, or for promoting the performance, of an abortion ~~unless the abortion is necessary to prevent the death of the woman; or~~

- b. Contract with, or provide financial or other support to individuals, organizations, or entities performing, inducing, referring for, or counseling in favor of, abortions.

**SECTION 5. AMENDMENT.** Section 14-02.3-02 of the North Dakota Century Code is amended and reenacted as follows:

**14-02.3-02. Use of public funds for family planning - Use for the performance, referral, and encouragement of abortion prohibited.**

~~No~~Except as required by federal law, no funds of this state or any agency, county, municipality, school district, or any other subdivision thereof, or institution under the control of the state board of higher education, and no federal funds passing through the state treasury or a state agency may be used as:

1. As family planning funds by any person or public or private agency which performs, refers, or encourages abortion; or
2. To contract with, or provide financial or other support to individuals, organizations, or entities performing, inducing, referring for, or counseling in favor of, abortions."

Renumber accordingly