



Rep. Allen Skillicorn

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10100HB1882ham001

LRB101 05771 SLF 56801 a

1 AMENDMENT TO HOUSE BILL 1882

2 AMENDMENT NO. _____. Amend House Bill 1882 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Abortion Law of 1975 is amended by
5 changing Section 2 as follows:

6 (720 ILCS 510/2) (from Ch. 38, par. 81-22)

7 Sec. 2. Unless the language or context clearly indicates a
8 different meaning is intended, the following words or phrases
9 for the purpose of this Law shall be given the meaning ascribed
10 to them:

11 (1) "Viability" means either:

12 (A) that stage of fetal development when, in the
13 medical judgment of the attending physician based on the
14 particular facts of the case before the attending physician
15 ~~him~~, there is a reasonable likelihood of sustained survival
16 of the fetus outside the womb, with or without artificial

1 support; or

2 (B) when, in the medical judgment of the attending
3 physician based on the particular facts of the case before
4 the attending physician, the unborn child has a fetal
5 heartbeat.

6 (2) "Physician" means any person licensed to practice
7 medicine in all its branches under the Illinois Medical
8 Practice Act of 1987, as amended.

9 (3) "Department" means the Department of Public Health,
10 State of Illinois.

11 (4) "Abortion" means the use of any instrument, medicine,
12 drug or any other substance or device to terminate the
13 pregnancy of a woman known to be pregnant with an intention
14 other than to increase the probability of a live birth, to
15 preserve the life or health of the child after live birth, or
16 to remove a dead fetus.

17 (5) "Fertilization" and "conception" each mean the
18 fertilization of a human ovum by a human sperm, which shall be
19 deemed to have occurred at the time when it is known a
20 spermatozoon has penetrated the cell membrane of the ovum.

21 (6) "Fetus" and "unborn child" each mean an individual
22 organism of the species homo sapiens from fertilization until
23 live birth.

24 (6.5) "Fetal heartbeat" means cardiac activity or the
25 steady and repetitive rhythmic contraction of the fetal heart
26 within the gestational sac.

1 (7) "Abortifacient" means any instrument, medicine, drug,
2 or any other substance or device which is known to cause fetal
3 death when employed in the usual and customary use for which it
4 is manufactured, whether or not the fetus is known to exist
5 when such substance or device is employed.

6 (8) "Born alive", "live born", and "live birth", when
7 applied to an individual organism of the species homo sapiens,
8 each mean he or she was completely expelled or extracted from
9 his or her mother and after such separation breathed or showed
10 evidence of any of the following: beating of the heart,
11 pulsation of the umbilical cord, or definite movement of
12 voluntary muscles, irrespective of the duration of pregnancy
13 and whether or not the umbilical cord has been cut or the
14 placenta is attached.

15 (Source: P.A. 85-1209.)

16 Section 99. Effective date. This Act takes effect upon
17 becoming law."