

SENATE BILL NO. 2361

Introduced by

Senators Krauter, Erbele, T. Mathern

Representatives Boehm, Hunskor, Lemieux

1 A BILL for an Act to amend and reenact section 14-02.1-02.1 of the North Dakota Century
2 Code, relating to information provided by the state department of health regarding pregnancy,
3 childbirth, and adoption.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Section 14-02.1-02.1 of the North Dakota Century Code
6 is amended and reenacted as follows:

7 **14-02.1-02.1. Printed information - Referral service.**

8 1. The state department of health shall ~~cause to be published~~ publish in English, and
9 in every other language that the department determines is the primary language of
10 a significant number of state residents, ~~within one hundred eighty days after July 1,~~
11 ~~1994,~~ the following easily comprehensible printed materials:
12 a. Geographically indexed materials designed to inform the woman of public and
13 private agencies and services available to assist a woman through pregnancy,
14 upon childbirth, and while the child is dependent, including adoption agencies.
15 The materials must include a comprehensive list of the agencies available, a
16 description of the services they offer and a description of the manner,
17 including telephone numbers, in which they might be contacted, or, at the
18 option of the department, printed materials including a toll-free, twenty-four
19 hour a day telephone number that may be called to obtain, orally, such a list
20 and description of agencies in the locality of the caller and of the services they
21 offer. Any information or material distributed under this section must indicate
22 whether an agency listed in the materials provides abortion counseling or
23 referral services or advocates for or performs abortions.

- 1 b. Materials designed to inform the woman of the probable anatomical and
2 physiological characteristics of the fetus at two-week gestational increments
3 from the time when a woman can be known to be pregnant to full term,
4 including any relevant information on the possibility of the survival of the fetus
5 and pictures representing the development of a fetus at two-week gestational
6 increments. The pictures must contain the dimensions of the fetus and must
7 be realistic and appropriate for the stage of pregnancy depicted. The
8 materials must be objective, nonjudgmental, and designed to convey only
9 accurate scientific information about the fetus at the various gestational ages.
- 10 2. The materials required under this section must be reviewed and updated at least
11 once every four years, must be available at no cost from the state department of
12 health upon request and in appropriate number to any person, facility, or hospital,
13 and must be available on the department's internet website.
- 14 3. The department shall establish a statewide, toll-free telephone number through
15 which a person seeking services to assist a woman through pregnancy, childbirth,
16 or adoption is referred to an appropriate service agency. The department, through
17 the toll-free telephone number, may not refer a person to any agency that provides
18 abortion counseling or referral services or advocates for or performs abortions.