

Sixty-third  
Legislative Assembly  
of North Dakota

ENGROSSED SENATE BILL NO. 2305

Introduced by

Senators Berry, Campbell, Lyson

Representatives Grande, K. Koppelman, Weisz

1 A BILL for an Act to amend and reenact subsection 1 of section 14-02.1-04 of the North Dakota  
2 Century Code, relating to limitations on physicians and abortion facilities.

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

4 **SECTION 1. AMENDMENT.** Subsection 1 of section 14-02.1-04 of the North Dakota  
5 Century Code is amended and reenacted as follows:

- 6 1. ~~No~~An abortion may not be ~~done~~performed by any person other than a physician who
- 7 is using applicable medical standards and who is licensed to practice in this state. All-
- 8 physicians performing abortion procedures must have admitting privileges at a hospital
- 9 located within thirty miles [42.28 kilometers] of the abortion facility and staff privileges
- 10 to replace hospital on-staff physicians at that hospital. These privileges must include
- 11 the abortion procedures the physician will be performing at abortion facilities. This
- 12 subsection does not expand a physician's scope of practice. A physician who practices
- 13 outside the physician's scope of practice is subject to disciplinary action by the state
- 14 board of medical examiners under chapter 43-17. An abortion facility must have a staff
- 15 member trained in cardiopulmonary resuscitation present at all times when the
- 16 abortion facility is open and abortions are scheduled to be performed.