



General Assembly

February Session, 2004

**Amendment**

LCO No. 3191

**\*HB0553603191HRO\***

Offered by:

REP. ROWE, 123<sup>rd</sup> Dist.

To: Subst. House Bill No. 5536

File No. 375

Cal. No. 254

**"AN ACT PERMITTING STEM CELL RESEARCH AND BANNING HUMAN CLONING."**

1 After the last section, add the following and renumber sections and  
2 internal references accordingly:

3 "Sec. 501. Section 1 of public act 03-21 is repealed and the following  
4 is substituted in lieu thereof (*Effective October 1, 2004*):

5 (a) A person is guilty of assault of a pregnant woman resulting in  
6 termination of pregnancy when such person commits assault in the  
7 first degree as provided under subdivision (1) of subsection (a) of  
8 section 53a-59 and (1) the victim of such assault is pregnant, and (2)  
9 such assault results in the termination of pregnancy that does not  
10 result in a live birth.

11 (b) In any prosecution for an offense under this section, it shall be an  
12 affirmative defense that the actor, at the time such actor engaged in the  
13 conduct constituting the offense, did not know that the victim was  
14 pregnant.

15 (c) Assault of a pregnant woman resulting in termination of  
16 pregnancy is a class A felony.

17 (d) A person found guilty pursuant to this section is also guilty of  
18 the separate charge of murder, pursuant to section 53a-54a, of the  
19 unborn child with whom the woman is pregnant at the time of such  
20 assault.

21 (e) Nothing in this section shall be construed to permit the  
22 prosecution of (1) any person for conduct relating to an abortion for  
23 which the consent of a pregnant woman, or a person authorized by  
24 law to act on such woman's behalf, has been obtained, (2) any person  
25 for any medical treatment of a pregnant woman or her unborn child,  
26 or (3) any woman with respect to her unborn child."