



General Assembly

Amendment

January Session, 2007

LCO No. 6565

SB0134306565SRO

Offered by:
SEN. DELUCA, 32nd Dist.

To: Senate Bill No. 1343

File No. 231

Cal. No. 242

**"AN ACT CONCERNING COMPASSIONATE CARE FOR VICTIMS
OF SEXUAL ASSAULT."**

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

3 "Sec. 501. Section 53a-59c is repealed and the following is
4 substituted in lieu thereof (*Effective October 1, 2007*)

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."