

## Session 116 - (2005-2006)

**H 3957 General Bill, By Haskins, Harrison, Altman, Bingham, Cato, Chalk, Clark, Cooper, Davenport, Delleney, Edge, Frye, Herbkersman, Huggins, Lucas, Merrill, Owens, Perry, Pinson, Rice, Scarborough, Sinclair, D.C. Smith, J.R. Smith, Stewart and Toole**

***Similar (S 1084, H 4790)***

**Summary:** Unborn Victims of Violence Act of 2005

A BILL TO ENACT THE "UNBORN VICTIMS OF VIOLENCE ACT OF 2005" BY ADDING SECTION 16-3-1080, CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO PROVIDE THAT A PERSON WHO COMMITS A VIOLENT CRIME THAT CAUSES THE DEATH OF, OR INJURY TO, A CHILD IN UTERO IS GUILTY OF A SEPARATE OFFENSE AND THAT THE PERSON MUST BE PUNISHED AS IF THE DEATH OR INJURY OCCURRED TO THE UNBORN CHILD'S MOTHER; TO SPECIFY CERTAIN ELEMENTS THAT ARE NOT REQUIRED TO BE PROVEN; TO PROVIDE THAT THE PERSON MUST BE PUNISHED FOR MURDER OR ATTEMPTED MURDER IF THE PERSON INTENTIONALLY KILLED OR ATTEMPTED TO KILL THE UNBORN CHILD; TO PROHIBIT IMPOSING THE DEATH PENALTY FOR AN OFFENSE PROSECUTED PURSUANT TO THIS SECTION; AND TO PROHIBIT THE PROSECUTION OF A PERSON FOR CONDUCT RELATED TO AN ABORTION IF PROPER CONSENT WAS OBTAINED AND TO MEDICAL TREATMENT OF A PREGNANT WOMAN AND OF A WOMAN WITH RESPECT TO HER UNBORN CHILD.

**04/19/05 House Introduced and read first time HJ-116**

**04/19/05 House Referred to Committee on Judiciary HJ-117**