

HOUSE BILL NO. 4107

February 15, 2023, Introduced by Reps. Martin and Alexander and referred to the Committee on Health Policy.

A bill to prescribe certain circumstances in which an abortion is not medically indicated to protect the life or physical or mental health of a pregnant individual under section 28 of article I of the state constitution of 1963.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 1. As used in this act:
- 2 (a) "Down syndrome" means the chromosome disorder associated
- 3 with an extra chromosome 21, in whole or in part, or an effective
- 4 trisomy for chromosome 21.

1 (b) "Sex-determining test" means a scientific test that is
2 capable of determining the sex of an unborn child.

3 Sec. 3. An abortion is not medically indicated to protect the
4 life or physical or mental health of a pregnant individual under
5 section 28 of article I of the state constitution of 1963 under any
6 of the following circumstances:

7 (a) If the pregnant individual is seeking the abortion, in
8 whole or in part, because of any of the following:

9 (i) A test result indicating that the pregnant individual's
10 unborn child may have Down syndrome.

11 (ii) A prenatal diagnosis of Down syndrome in the pregnant
12 individual's unborn child.

13 (iii) Any other reason to believe that the pregnant individual's
14 unborn child has Down syndrome.

15 (b) If the pregnant individual is seeking an abortion, in
16 whole or in part, because of any of the following:

17 (i) A test result indicating a sex chromosome aneuploidy in the
18 pregnant individual's unborn child.

19 (ii) A prenatal diagnosis of a sex chromosome aneuploidy in the
20 pregnant individual's unborn child.

21 (iii) Any other reason to believe that the pregnant individual's
22 unborn child has a sex chromosome aneuploidy.

23 (c) If the pregnant individual is seeking the abortion, in
24 whole or in part, because of any of the following:

25 (i) The result of a sex-determining test.

26 (ii) A prenatal diagnosis resulting from a sex-determining
27 test.

28 (iii) The pregnant individual's belief regarding the possible
29 sex of the unborn child.