

## Session 116 - (2005-2006)

**H 4790 General Bill, By Haskins, Loftis, Pinson, Bannister, Coates, Davenport, Dellene, Duncan, Huggins, Leach, Littlejohn, Mahaffey, Mitchell, M.A. Pitts, Rice, G.R. Smith, J.R. Smith, Talley, Walker and Ballentine**

**Similar (S 1084, H 3957)**

**Summary:** Unborn Victims of Violence Act

A BILL TO ENACT THE "SOUTH CAROLINA UNBORN VICTIMS OF VIOLENCE ACT OF 2006" BY ADDING SECTION 16-3-1083, 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 FOR MEDICAL TREATMENT OF A PREGNANT WOMAN AND TO PROHIBIT PROSECUTION OF A WOMAN WITH RESPECT TO HER UNBORN CHILD.

**03/09/06 House Introduced and read first time HJ-4**

**03/09/06 House Referred to Committee on Judiciary HJ-5**

**03/15/06 House Member(s) request name added as sponsor: Ballentine**