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**HOUSE BILL NO. 2648**

House Amendments in [ ] - February 5, 2007

A *BILL to amend and reenact § 18.2-71 of the Code of Virginia, relating to producing abortion or miscarriage, etc.; penalty.*

Patron Prior to Engrossment—Delegate Jones, S.C.

Referred to Committee for Courts of Justice

**Be it enacted by the General Assembly of Virginia:**

**1. That § 18.2-71 of the Code of Virginia is amended and reenacted as follows:**

§ 18.2-71. Producing abortion or miscarriage, etc.; penalty.

Except as provided in other sections of this article, if any person, *including the pregnant female,* ~~administer who administers~~ to, or ~~cause causes~~ to be taken by a ~~woman~~ *pregnant female*, any drug or other thing, or ~~use uses~~ means, with intent to destroy her unborn child, or to produce abortion or miscarriage, and thereby ~~destroy destroys~~ such child, or ~~produce produces~~ such abortion or miscarriage, ~~he shall be~~ is guilty of a Class 4 felony. [ *The provisions of this section shall not apply to any medically approved contraceptive whether used before or after sexual intercourse.* ]

**2. That the provisions of this act may result in a net increase in periods of imprisonment or commitment. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation cannot be determined for periods of imprisonment in state adult correctional facilities and cannot be determined for periods of commitment to the custody of the Department of Juvenile Justice.**

ENGROSSED

HB2648E