

By: Representative Banks

To: Judiciary B

## HOUSE BILL NO. 904

1       AN ACT TO REPEAL SECTION 41-41-45, MISSISSIPPI CODE OF 1972,  
2 WHICH PROHIBITS ABORTION EXCEPT FOR THE PRESERVATION OF THE  
3 MOTHER'S LIFE OR WHERE THE PREGNANCY IS CAUSED BY RAPE; TO REPEAL  
4 SECTION 97-3-3, MISSISSIPPI CODE OF 1972, WHICH CREATES A FELONY  
5 CRIME FOR ANY PERSON WHO WILLFULLY AND KNOWINGLY CAUSES ANY  
6 PREGNANT WOMAN TO ABORT OR MISCARRY A CHILD; TO REPEAL SECTION  
7 97-3-4, MISSISSIPPI CODE OF 1972, WHICH CREATES A FELONY CRIME FOR  
8 ALLOWING A CHILD DELIVERED IN FAILED ABORTION TO DIE; TO REPEAL  
9 SECTION 97-3-5, MISSISSIPPI CODE OF 1972, WHICH CREATES A  
10 MISDEMEANOR CRIME FOR ANY PERSON WHO PROVIDES AN INSTRUMENT OR  
11 MEDICINE TO ASSIST A WOMAN IN OBTAINING AN ABORTION; AND FOR  
12 RELATED PURPOSES.

13       BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

14       **SECTION 1.** Section 41-41-45, which prohibits abortion except  
15 for the preservation of the mother's life or where the pregnancy  
16 is caused by rape, is repealed.

17       **SECTION 2.** Section 97-3-3, which creates a felony crime for  
18 any person who willfully and knowingly causes any pregnant woman  
19 to abort or miscarry a child, is repealed.

20       **SECTION 3.** Section 97-3-4, which creates a felony crime for  
21 allowing a child delivered in failed abortion to die, is repealed.

22           **SECTION 4.** Section 97-3-5, which creates a misdemeanor crime  
23 for any person who provides an instrument or medicine to assist a  
24 woman in obtaining an abortion, is repealed.

25           **SECTION 5.** This act shall take effect and be in force from  
26 and after July 1, 2025.

