A BILL TO BE ENTITLED
AN ACT TO CODIFY THE ESSENTIAL HOLDINGS OF ROE V. WADE AND PLANNED PARENTOOD OF SOUTHERN PA V. CASEY.

The General Assembly of North Carolina enacts:

SECTION 1. Chapter 90 of the General Statutes is amended by adding a new Article to read:

"Article 1M.
"Codify Roe and Casey Protections.

This Article shall be known and may be cited as "Codify Roe and Casey Protections."

The purpose of this Article is to codify the essential holdings of Roe v. Wade, 410 U.S. 113 (1973) and Planned Parenthood of Southeastern Pennsylvania v. Casey, 505 U.S. 833 (1992).

§ 90-21.142. Allowable requirements.
(a) The State shall not impose an undue burden on the ability of a woman to choose whether or not to terminate a pregnancy before fetal viability.
(b) The State may do any of the following:
(1) Restrict the ability of a woman to choose whether or not to terminate a pregnancy after fetal viability, unless such a termination is necessary to preserve the life or health of the woman.
(2) Enact laws, rules, or regulations, as applicable, to further the health or safety of a woman seeking to terminate a pregnancy.
(c) For the purposes of this section, the term "undue burden" means any burden that places a substantial obstacle in the path of a woman seeking to terminate a pregnancy prior to fetal viability.
(d) Nothing in this Article shall be construed to have any effect on laws regarding conscience protection."

SECTION 2. There is appropriated from the General Fund to the Office of State Budget and Management the nonrecurring sum of twenty-five thousand dollars ($25,000) for the 2022-2023 fiscal year as a directed grant to the North Carolina Obstetrical and Gynecological Society, a nonprofit corporation, to educate providers about the provisions of this act.

SECTION 3. Section 2 of this act becomes effective July 1, 2022. The remainder of this act is effective when it becomes law.