

1 HOUSE BILL 513

2 **56TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2023**

3 INTRODUCED BY

4 Jenifer Jones and Tanya Mirabal Moya and Luis M. Terrazas and  
5 Rod Montoya and Stefani Lord

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10 AN ACT

11 RELATING TO HEALTH CARE; REQUIRING THE DEPARTMENT OF HEALTH TO  
12 LICENSE, INSPECT AND REGULATE ABORTION CLINICS.

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14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

15 SECTION 1. [NEW MATERIAL] SHORT TITLE.--This act may be  
16 cited as the "Women's Health Protection Act".

17 SECTION 2. [NEW MATERIAL] DEFINITIONS.--As used in the  
18 Women's Health Protection Act:

19 A. "abortion" means using a device or prescribing a  
20 medication with the intent to terminate the clinically  
21 diagnosable pregnancy of a woman. "Abortion" does not include  
22 the use of a device or a prescribed medication to:

23 (1) save the life or preserve the health of  
24 the mother or the unborn child;

25 (2) remove a dead unborn child caused by

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1 spontaneous abortion; or

2 (3) remove an ectopic pregnancy;

3 B. "abortion clinic" means a facility, other than a  
4 health facility licensed as a hospital pursuant to the Public  
5 Health Act, in which:

6 (1) five or more first-trimester abortions are  
7 performed in any month; or

8 (2) any second- or third-trimester abortion is  
9 performed;

10 C. "department" means the department of health; and

11 D. "unborn child" means the offspring of a human  
12 being from conception until birth.

13 SECTION 3. [NEW MATERIAL] ABORTION CLINIC LICENSURE,  
14 REGULATION AND INSPECTION.--

15 A. The department shall promulgate rules to  
16 establish an abortion clinic license that all abortion clinics  
17 shall obtain in order to provide abortions.

18 B. The department shall regulate and inspect every  
19 licensed abortion clinic to ensure that the clinics are  
20 providing abortions safely and in compliance with all federal  
21 and state laws.