

WITHDRAWN

Senator Seay of the 34th offered the following amendment:

Amend the Senate Health and Human Services Committee substitute to SB 77 (LC 21 8827S) by striking lines 16 through 25 on page 1 and lines 1 through 3 on page 2 and inserting in lieu thereof the following:

the person, is amended by striking subsection (b) of Code Section 16-5-20, relating to simple assault, and inserting in lieu thereof new subsections (b), (g), and (h) and by adding at the end of Article 2, relating to assault and battery, a new Code Section 16-5-29 to read as follows:

"(b) Except as provided in subsections (c) through ~~(f)~~ (h) of this Code section, a person who commits the offense of simple assault shall be guilty of a misdemeanor."

"(g) Any person who commits the offense of simple assault against a female who is pregnant at the time of the offense shall, upon conviction thereof, be punished for a misdemeanor of a high and aggravated nature.

(h) Nothing in this Code section shall be construed to permit the prosecution of:

(1) Any person for conduct relating to an abortion for which the consent of the pregnant woman, or person authorized by law to act on her behalf, has been obtained or for which such consent is implied by law;

(2) Any person for any medical treatment of the pregnant woman or her unborn child;
or

(3) Any woman with respect to her unborn child."