

MAINE STATE LEGISLATURE

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Legislative Record
House of Representatives
One Hundred and Thirtieth Legislature
State of Maine

Daily Edition

First Special Session

beginning April 28, 2021

beginning at page H-200

Which was **TABLED** by Representative HARNETT of Gardiner pending **ACCEPTANCE** of either Report.

Representative HARNETT of Gardiner moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

The same Representative **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: The Chair recognizes the Representative from Hampden, Representative Haggan.

Representative **HAGGAN**: Thank you. After speaking with a close friend with great passion on this issue, I decided to rise and speak tonight.

For decades, there has been a sacred chasm between the abortion industry and those who are pro-life. This chasm is that tax funds would not be utilized to pay for elective abortion services. Maine has crossed that chasm and thrown aside the sacred for the temporal. I ask that we return to keeping our tax funds out of the abortion industry. Our State has been working hard to find funding for our seniors, our children and our disabled, funding for our nursing homes and assisted living facilities and funding for the thousands who are stalled on waiting lists for vital services. These should continue to be our focus. Please follow my light and restore the sacred to our lives. Thank you.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 342

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evangelos, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Paulhus, Pebworth, Perry, Pierce, Pluecker, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Warren C, Warren S, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Alley, Andrews, Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Harrington, Head, Hutchins, Johansen, Kinney, Lemelin, Libby, Lyford, Lyman, Martin J, Martin R, Martin T, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Perry, Pickett, Poirier, Quint, Rudnicki, Skolfield, Stanley, Stearns, Stetkis, Theriault, Thorne, Tuell, Tuttle, Underwood, Wadsworth, White B, White D.

ABSENT - Cebra, Grignon, Hanley, Javner, Kryzak, Prescott, Roche, Sampson, Sharpe.

Yes, 77; No, 65; Absent, 9; Excused, 0.

77 having voted in the affirmative and 65 voted in the negative, with 9 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

The Chair laid before the House the following item which was **TABLED** earlier in today's session:

HOUSE DIVIDED REPORT - Majority (10) **Ought Not to Pass** - Minority (3) **Ought to Pass as Amended by Committee Amendment "A" (H-670)** - Committee on **JUDICIARY** on Bill "An Act To Ensure Women Are Informed of Abortion Pill Reversal"

(H.P. 619) (L.D. 851)

Which was **TABLED** by Representative HARNETT of Gardiner pending **ACCEPTANCE** of Either Report.

Representative HARNETT of Gardiner moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative LIBBY of Auburn **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: The Chair recognizes the Representative from Auburn, Representative Libby.

Representative **LIBBY**: Thank you, Mr. Speaker. I rise in opposition to the pending motion. According to the American Medical Association, informed consent to medical treatment is fundamental in both ethics and law. Patients have the right to receive complete information and ask questions about recommended treatments so that they can make well-considered decisions about care. Successful communication in the patient-physician relationship fosters trust and supports shared decision-making. This bill amends the abortion informed consent laws to require the health care professional to tell the pregnant woman that it may be possible to reverse the effects of an abortion-inducing drug with medication and treatment. Some women who take mifepristone, a progesterone receptor antagonist, in order to terminate their pregnancies change their mind and desire to stop the medical abortion process.

Mr. Speaker, opponents to this bill insist that it's impossible and even dangerous to reverse the effects of an abortion-inducing drug. A study published in Issues in Law and Medicine, volume 33, number 1, 2018, says differently. This was an observational case series of 754 patients who decided to attempt to reverse the medical abortion process after taking mifepristone but before taking the second drug in the protocol, misoprostol. The study followed the patients who were given progesterone in an effort to reverse the effects of mifepristone and conducted statistical analyses to determine the efficacies of different protocols compared to a control mifepristone embryo survival rate derived from the literature. The results showed that intramuscular progesterone and high-dose oral progesterone were the most effective, with reversal rates of 64% and 68%, respectively. There was no apparent increased risk of birth defects. The study concluded that the reversal of the effects of mifepristone using progesterone is both safe and effective. Progesterone is a naturally-occurring hormone produced by the corpus luteum and by the placenta and is essential for maintenance of the maternal-fetal interface of pregnancy. It has been used safely in pregnancy for over 50 years. The American Society of Reproductive Medicine states that no long-term risks have been identified when progesterone is used in pregnancy. The FDA has given progesterone a category B rating in pregnancy, in contrast to synthetic progestins. LD 851 will ensure that women have full informed consent when contemplating taking an abortion-inducing drug protocol. Please follow my light and support informed consent.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought

Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 343

YEA - Alley, Andrews, Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evangelos, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfuls, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Paulhus, Pebworth, Perry, Pierce, Pluecker, Poirier, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Warren C, Warren S, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Harrington, Head, Hutchins, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyford, Lyman, Martin J, Martin R, Martin T, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Perry, Pickett, Quint, Rudnicki, Skolfield, Stanley, Stearns, Stetkis, Theriault, Thorne, Tuell, Tuttle, Underwood, Wadsworth, White B, White D.

ABSENT - Cebra, Grignon, Hanley, Javner, Prescott, Roche, Sampson, Sharpe.

Yes, 80; No, 63; Absent, 8; Excused, 0.

80 having voted in the affirmative and 63 voted in the negative, with 8 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

The Chair laid before the House the following item which was **TABLED** earlier in today's session:

HOUSE DIVIDED REPORT - Majority (10) **Ought Not to Pass** - Minority (2) **Ought to Pass as Amended by Committee Amendment "A" (H-671)** - Committee on **JUDICIARY** on Bill "An Act To Conform State Funding to the Federal Hyde Amendment Limiting Funding for Some Abortion Services"

(H.P. 671) (L.D. 915)

Which was **TABLED** by Representative HARNETT of Gardiner pending **ACCEPTANCE** of Either Report.

Representative HARNETT of Gardiner moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative LIBBY of Auburn **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Auburn, Representative Libby.

Representative LIBBY: Thank you, Mr. Speaker. The Hyde Amendment prohibits federal Medicaid funding for abortions except in cases of life endangerment, rape or incest. This bill repeals the law that funds elective abortions via Maine Care. Let me repeat; this bill does not affect payment for abortions in the case of rape, incest or the health of the mother. This bill seeks to align Maine law once again with federal law. Sixty-two percent of Maine voters, including 60% of Independents, 44% of Democrats, 64% of women and over a third of self-described pro-choice voters oppose taxpayer funding of abortion. When told the Legislature was considering

a bill that would require taxpayer funding of abortion for Medicaid enrollees no matter the reason for the abortion, 62% of voters remained opposed to taxpayer funding of abortion in Maine. Please realign Maine with federal law. Taxpayer dollars should be spent more responsibly.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 344

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evangelos, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfuls, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Paulhus, Pebworth, Perry, Pierce, Pluecker, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Warren C, Warren S, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Alley, Andrews, Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Harrington, Head, Hutchins, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyford, Lyman, Martin J, Martin R, Martin T, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Perry, Pickett, Poirier, Quint, Rudnicki, Skolfield, Stanley, Stearns, Stetkis, Theriault, Thorne, Tuell, Tuttle, Underwood, Wadsworth, White B, White D.

ABSENT - Cebra, Grignon, Hanley, Javner, Prescott, Roche, Sampson, Sharpe.

Yes, 77; No, 66; Absent, 8; Excused, 0.

77 having voted in the affirmative and 66 voted in the negative, with 8 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

The Chair laid before the House the following item which was **TABLED** earlier in today's session:

HOUSE DIVIDED REPORT - Majority (8) **Ought Not to Pass** - Minority (5) **Ought to Pass as Amended by Committee Amendment "A" (H-672)** - Committee on **JUDICIARY** on Bill "An Act To Require Certain Medical Providers To Administer Ultrasounds and Provide Information to Certain Pregnant Patients"

(H.P. 900) (L.D. 1229)

Which was **TABLED** by Representative HARNETT of Gardiner pending **ACCEPTANCE** of Either Report.

Representative HARNETT of Gardiner moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative HAGGAN of Hampden **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.