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Legislative Record

House of Representatives

One Hundred and Thirty-First Legislature

State of Maine

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First Special Session

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Beginning with Page H-277

HOUSE DIVIDED REPORT - Report "A" (8) **Ought Not to Pass** - Report "B" (3) **Ought to Pass as Amended by Committee Amendment "A" (H-465)** - Report "C" (2) **Ought to Pass as Amended by Committee Amendment "B" (H-466)** - Committee on **JUDICIARY** on Bill "An Act to Prevent Coerced Abortion"

(H.P. 757) (L.D. 1197)

TABLED - June 14, 2023 (Till Later Today) by Representative MOONEN of Portland.

PENDING - **ACCEPTANCE OF ANY REPORT**.

Representative MOONEN of Portland moved that the House **ACCEPT** Report "A" **Ought Not to Pass**.

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

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 New Gloucester, Representative Arata.

Representative **ARATA**: Thank you, Madam Speaker. LD 1197 is not a bill that prohibits abortion. It actually is a bill that protects women and helps women. It amends the laws governing informed consent to abortion. Under this bill, prior to an abortion, a patient would be provided various disclosures in a language and manner that would be understood by the patient.

In light of the many immigrants we are welcoming into Maine from all over the world, it's particularly important that everybody can understand exactly what their rights are. The disclosures include the following. A notice that she has the right to withdraw consent for an abortion at any time before the performance of the abortion. This part of the bill was inspired by the story told by Missouri Democratic Congresswoman Cori Bush, who repeatedly said no during and leading up to an abortion and she was ignored. It also requires that a woman be given the telephone number of at least one domestic violence hotline and one sexual assault hotline and an offer to make referrals to law enforcement agencies and domestic violence and sexual assault support organizations and an offer to call law enforcement if she feels that she'll be unsafe if she refuses to have an abortion. It's a sad fact that some women are threatened with violence for refusing an abortion and may feel they have no other choice.

It also requires information to be given to women regarding the Maine Human Rights Act, protections against discrimination in employment, education and housing on the basis of pregnancy or familial status and, upon request, educational materials prepared by the Maine Human Rights Commission regarding these protections. As a housing provider, I've had prospective tenants tell me that their landlord has told them to move because they're having a baby. And I've also had tenants actually ask me if I would force them to move out if they had a baby. This is absolutely illegal in the State of Maine and, again, women shouldn't feel that they have no choice other than abortion in order to keep their jobs, their housing or to pursue an education. And, finally, Madam Speaker, women need to be told how dangerous late-term abortions can be. I came to realize this after Dr. Shannon Carr testified about performing third-trimester abortions in Maine after she had performed an abortion in New Mexico that resulted in her patient's death. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Albion, Representative Cyrway.

Representative **CYRWAY**: Thank you, Madam Speaker. I just wanted to say what's lacking here is hope. We need hope. It's missing in this. When you are being coerced to have an abortion, that is taking away hope. So, I think this bill is robbing a life. Thank you, Madam Speaker.

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

ROLL CALL NO. 274

YEA - Ankeles, Arford, Bell, Boyle, Brennan, Bridgeo, Cloutier, Cluchey, Collings, Copeland, Crafts, Craven, Crockett, Dhalac, Dill, Dodge, Doudera, Eaton, Fay, Gattine, Geiger, Gere, Golek, Graham, Gramlich, Hasenfus, Hepler, Hobbs, Jauch, Kessler, Kuhn, Landry, LaRochelle, Lee, Lookner, Madigan, Malon, Mastraccio, Mathieson, Matlack, Meyer, Millett R, Milliken, Montell, Moonen, Moriarty, Murphy, O'Neil, Osher, Paulhus, Perry A, Perry J, Pluecker, Pringle, Rana, Reckitt, Rielly, Riseman, Roberts, Roeder, Runte, Russell, Sachs, Salisbury, Sargent, Sayre, Shagoury, Shaw, Sheehan, Skold, Stover, Supica, Terry, Warren, Williams, Worth, Zager, Zeigler, Madam Speaker.

NAY - Adams, Albert, Andrews, Arata, Ardell, Babin, Bagshaw, Blier, Boyer, Bradstreet, Campbell, Carmichael, Collamore, Costain, Cray, Cyrway, Davis, Drinkwater, Ducharme, Dunphy, Faulkingham, Foster, Fredericks, Galletta, Gifford, Greenwood, Griffin, Guerrette, Haggan, Hall, Henderson, Hymes, Jackson, Lanigan, Lavigne, Lemelin, Libby, Lyman, Mason, Millett H, Morris, Ness, Newman, Nutting, Parry, Paul, Perkins, Poirier, Polewarczyk, Pomerleau, Quint, Rudnicki, Sampson, Schmersal-Burgess, Simmons, Smith, Soboleski, Strout, Swallow, Thorne, Underwood, Walker, White B, White J, Wood, Woodsome.

ABSENT - Abdi, Carlow, Javner, O'Connell, Theriault.

Yes, 79; No, 66; Absent, 5; Vacant, 0; Excused, 1.

79 having voted in the affirmative and 66 voted in the negative, with 5 being absent and 1 excused, and accordingly Report "A" **Ought Not to Pass** 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.

HOUSE DIVIDED REPORT - Report "A" (8) **Ought Not to Pass** - Report "B" (4) **Ought to Pass as Amended by Committee Amendment "A" (H-515)** - Report "C" (1) **Ought to Pass as Amended by Committee Amendment "B" (H-516)** - Committee on **JUDICIARY** on Bill "An Act to Require an Ultrasound and Certain Counseling Before an Abortion"

(H.P. 1039) (L.D. 1614)

TABLED - June 14, 2023 (Till Later Today) by Representative MOONEN of Portland.

PENDING - **ACCEPTANCE OF ANY REPORT**.

Representative MOONEN of Portland moved that the House **ACCEPT** Report "A" **Ought Not to Pass**.

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

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 Levant, Representative Griffin.

Representative **GRIFFIN**: Thank you, Madam Speaker, and Ladies and Gentlemen of the House. I strongly oppose the motion before us. This bill would have a health care professional confirm a woman's pregnancy and give her complete

information about her health care options with no barriers. With any medical procedure, it is important to have all the information in order to make a decision that may have a major impact on one's life. Informed consent is providing a person with adequate information facilitating a person's understanding of the information and giving a person adequate time to ask questions and discuss with family and friends. It gives a person time to make an informed decision. When a woman is pregnant and making a decision about her pregnancy, she should be informed of all her options. The National Right to Life Committee states, an informed consent law protects a woman's right to know the medical risks associated with abortion, its alternatives and nonjudgmental, scientifically accurate medical facts about the development of her unborn child before making this permanent and life-affecting decision. Information before a medical procedure can make all the difference in making a decision. Often, a woman seeks an abortion when her support system collapses and she is in crisis. LD 1614 ensures the woman receives all the information to make the best decision for her health. The health care professional would offer to perform an obstetric ultrasound and explain the images of her baby to the woman. She is counseled on her options, including adoption and parenting. She would be told of any complications with the procedure of an abortion such as abdominal pain, excessive bleeding, cervical tears, difficulty getting pregnant and post-abortion syndrome. A wait time of 48 hours to make her decision should also be an option. If she chooses to have her baby, she would be given a list of agencies that would support her. Everyone should have the opportunity to make the best decision for her and her unborn baby and with this information she can do just that. Thank you.

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

ROLL CALL NO. 275

YEA - Ankeles, Arford, Bell, Boyle, Brennan, Bridgeo, Cloutier, Cluchey, Collings, Copeland, Crafts, Craven, Crockett, Dhalac, Dill, Dodge, Doudera, Eaton, Fay, Gattine, Geiger, Gere, Golek, Graham, Gramlich, Hasenfus, Hepler, Hobbs, Jauch, Kessler, Kuhn, Landry, LaRochelle, Lee, Lookner, Madigan, Malon, Mastraccio, Mathieson, Matlack, Meyer, Millett R, Milliken, Montell, Moonen, Moriarty, Murphy, O'Neil, Osher, Paulhus, Perry A, Perry J, Pluecker, Pringle, Rana, Reckitt, Rielly, Riseman, Roberts, Roeder, Runte, Russell, Sachs, Salisbury, Sargent, Sayre, Shagoury, Shaw, Sheehan, Skold, Stover, Supica, Terry, Warren, Williams, Worth, Zager, Zeigler, Madam Speaker.

NAY - Adams, Albert, Andrews, Arata, Ardell, Babin, Bagshaw, Blier, Boyer, Bradstreet, Campbell, Carmichael, Collamore, Costain, Cray, Cyrway, Davis, Drinkwater, Ducharme, Dunphy, Faulkingham, Foster, Fredericks, Galletta, Gifford, Greenwood, Griffin, Guerrette, Haggan, Hall, Henderson, Hymes, Jackson, Lanigan, Lavigne, Lemelin, Libby, Lyman, Mason, Millett H, Morris, Ness, Newman, Nutting, Parry, Paul, Perkins, Poirier, Polewarczyk, Pomerleau, Quint, Rudnicki, Sampson, Schmersal-Burgess, Simmons, Smith, Soboleski, Strout, Swallow, Thorne, Underwood, Walker, White B, White J, Wood, Woodsome.

ABSENT - Abdi, Carlow, Javner, O'Connell, Theriault.

Yes, 79; No, 66; Absent, 5; Vacant, 0; Excused, 1.

79 having voted in the affirmative and 66 voted in the negative, with 5 being absent and 1 excused, and accordingly Report "A" **Ought Not to Pass** was **ACCEPTED** and sent for concurrence.

HOUSE DIVIDED REPORT - Majority (10) **Ought to Pass as Amended by Committee Amendment "A" (H-279)** - Minority (3) **Ought Not to Pass** - Committee on **JUDICIARY** on Bill "An Act to Protect the Reproductive Freedom of Maine People by Preempting the Field of Abortion Regulation"

(H.P. 857) (L.D. 1343)

TABLED - June 6, 2023 (Till Later Today) by Representative MOONEN of Portland.

PENDING - **ACCEPTANCE OF EITHER REPORT**.

Representative MOONEN of Portland moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

The same Representative **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

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

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 276

YEA - Andrews, Ankeles, Arford, Bell, Boyer, Boyle, Brennan, Bridgeo, Cloutier, Cluchey, Collings, Copeland, Crafts, Craven, Crockett, Dhalac, Dill, Dodge, Doudera, Eaton, Fay, Gattine, Geiger, Gere, Golek, Graham, Gramlich, Hasenfus, Hepler, Hobbs, Jauch, Kessler, Kuhn, Landry, LaRochelle, Lee, Lookner, Madigan, Malon, Mastraccio, Mathieson, Matlack, Meyer, Millett R, Milliken, Montell, Moonen, Moriarty, Murphy, O'Neil, Osher, Paulhus, Perry A, Perry J, Pluecker, Pringle, Rana, Reckitt, Rielly, Riseman, Roberts, Roeder, Runte, Russell, Sachs, Salisbury, Sargent, Sayre, Shagoury, Shaw, Sheehan, Skold, Stover, Supica, Terry, Warren, White B, Williams, Worth, Zager, Zeigler, Madam Speaker.

NAY - Adams, Albert, Arata, Ardell, Babin, Bagshaw, Blier, Bradstreet, Campbell, Carmichael, Collamore, Costain, Cray, Cyrway, Davis, Drinkwater, Ducharme, Dunphy, Faulkingham, Foster, Fredericks, Galletta, Gifford, Greenwood, Griffin, Guerrette, Haggan, Hall, Henderson, Hymes, Jackson, Lanigan, Lavigne, Lemelin, Libby, Lyman, Mason, Millett H, Morris, Ness, Newman, Nutting, Parry, Paul, Perkins, Poirier, Polewarczyk, Pomerleau, Quint, Rudnicki, Sampson, Schmersal-Burgess, Simmons, Smith, Soboleski, Strout, Swallow, Thorne, Underwood, Walker, White J, Wood, Woodsome.

ABSENT - Abdi, Carlow, Javner, O'Connell, Theriault.

Yes, 82; No, 63; Absent, 5; Vacant, 0; Excused, 1.

82 having voted in the affirmative and 63 voted in the negative, with 5 being absent and 1 excused, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-279)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-279)** and sent for concurrence.
