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# JUDICIARY

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## STATE OF MAINE HOUSE OF REPRESENTATIVES 132ND LEGISLATURE FIRST SPECIAL SESSION

COMMITTEE AMENDMENT “ ” to H.P. 572, L.D. 886, “An Act to Regulate Medication Abortions”

Amend the bill in section 1 in §1598-A by striking out all of subsection 2 (page 1, lines 11 to 25 in L.D.) and inserting the following:

**2. Medication abortions; duties of health care professional.** The following provisions apply to medication abortions.

A. A health care professional who prescribes a chemical agent or drug to be used by a patient for a medication abortion shall oversee the patient's ingestion of the chemical agent or drug in person.

B. A health care professional overseeing a medication abortion shall inform the patient:

(1) Of the steps involved in the medication abortion;

(2) What the patient will experience following ingestion of the chemical agent or drug for the medication abortion;

(3) Of any physical or emotional risk of undergoing the medication abortion; and

(4) Of any chemical agent, drug or other means by which the medication abortion may be reversed.

**3. Medication abortions; duties of manufacturer or distributor; penalty.** A person may not sell or distribute a chemical agent or drug used for a medication abortion to an individual in the State through an online source unless the manufacturer or distributor confirms that the individual has a prescription for the chemical agent or drug from a health care professional.

A. A person that violates this subsection is subject to a civil penalty not to exceed \$1,000 for each violation.

B. In lieu of or in addition to the collection of civil penalties under paragraph A, the Attorney General may bring a civil action in the Superior Court to prevent, restrain or enjoin a violation of this subsection.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

## SUMMARY

This amendment, which is the minority report of the committee, makes the following changes to the bill.

1. It removes the provision of the bill prohibiting a person from purchasing a chemical agent or drug used for a medication abortion from online sources. Instead, it prohibits a person from selling or distributing to an individual a chemical agent or drug used for a medication abortion using online sources unless the individual has a prescription from a licensed health care professional. It authorizes the Attorney General to bring a civil action seeking an injunction and civil penalties against a person that violates this prohibition.

2. It clarifies that a licensed health care professional who prescribes a chemical agent or drug for a medication abortion must be present in person when the patient ingests the chemical agent or drug.

3. It removes the requirement that a licensed health care professional inform a patient of any spiritual risks of undergoing a medication abortion.

**FISCAL NOTE REQUIRED**

**(See attached)**