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Date: (Filing No. H- )

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
131ST LEGISLATURE  
FIRST SPECIAL SESSION**

HOUSE AMENDMENT “ ” to COMMITTEE AMENDMENT “A” to H.P. 1044, L.D. 1619, “An Act to Improve Maine's Reproductive Privacy Laws”

Amend the amendment by striking out all of the first instructional paragraph (page 1, lines 11 to 16 in amendment) and inserting the following:

'Amend the bill by striking out all of section 2 and inserting the following:

**'Sec. 2. 22 MRSA §1598, sub-§1,** as amended by PL 2019, c. 262, §4, is further amended to read:

**1. Policy.** It is the public policy of the State that the State not restrict a woman's exercise of her private decision to terminate a pregnancy before viability except as provided in section 1597-A. After viability an abortion may be performed only when it is necessary to preserve the life or health of the mother; when the fetus is diagnosed with a lethal fetal anomaly; or, if the mother is a minor, when the minor's pregnancy is the result of rape or incest. It is also the public policy of the State that all abortions may be performed only by a health care professional, as defined in section 1596, subsection 1, paragraph C.'

Amend the amendment by striking out all of section 3 and inserting the following:

**'Sec. 3. 22 MRSA §1598, sub-§2, ¶A-1** is enacted to read:

A-1. "Lethal fetal anomaly" means a fetal condition diagnosed before birth that, if the pregnancy results in a live birth, will with reasonable certainty result in the child's death not more than 3 months after birth.'

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

**SUMMARY**

This amendment replaces the provision of Committee Amendment "A" authorizing an abortion after viability when it is necessary in the professional judgment of a physician with a provision that authorizes an abortion after viability when necessary to preserve the life or health of the mother; when the fetus is diagnosed with a lethal fetal anomaly; or, if

**HOUSE AMENDMENT**

1 the mother is a minor, when the minor's pregnancy was the result of rape or incest. The  
2 amendment also defines "lethal fetal anomaly."

3 **SPONSORED BY:** \_\_\_\_\_

4 **(Representative COLLINGS, B.)**

5 **TOWN: Portland**