

HOUSE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Marc T. Lombardo and Alyson M. Sullivan

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to the protection for children born alive.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Marc T. Lombardo</i>	<i>22nd Middlesex</i>	<i>2/9/2021</i>

HOUSE No.

[Pin Slip]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act relative to the protection for children born alive.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Whereas, The deferred operation of this act would tend to defeat its purpose, which is to
2 save the lives of babies, and to protect girls, women, and families, and therefore it is hereby
3 declared to be an emergency law, necessary for the immediate preservation of the public health.

4 Section 1. Chapter 112 of the General Laws, Section 12K, is hereby amended by striking
5 out those paragraphs that begin with the words, "Nurse midwife", "Nurse practitioner", and
6 "Physician assistant".

7 Section 2. Chapter 112 of the General Laws is hereby amended by striking out sections
8 12M and 12O, as so appearing, and inserting in place thereof the following sections:

9 Section 12M. If a pregnancy has existed for less than twenty-four weeks no abortion may
10 be performed except by a physician and only if, in the best medical judgment of a physician, the
11 abortion is necessary under all attendant circumstances.

12 Section 12O. If an abortion is performed pursuant to section twelve N, the physician
13 performing the abortion shall take all reasonable steps, both during and subsequent to the
14 abortion, in keeping with good medical practice, consistent with the procedure being used, to
15 preserve the life and health of the aborted child. Such steps shall include the presence of life-
16 supporting equipment, as defined by the department of public health, in the room where the
17 abortion is to be performed.

18 Section 3. Chapter 112 of the General Laws, Section 12Q, is hereby amended by striking
19 out the phrase, "physician assistant, certified nurse practitioner or certified nurse midwife."

20 Section 4. Chapter 112 of the General Laws, Section 12R, is hereby amended by striking
21 out the number "16" wherever it so appears and inserting in place thereof the number "18";
22 striking out wherever they so appear the phrase, "physician assistant, nurse practitioner or nurse
23 midwife"; and striking out the final sentence of said Section 12R