

HOUSE No. 03295

The Commonwealth of Massachusetts

PRESENTED BY:

Viriato Manuel deMacedo and

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 passage of the accompanying bill:

An Act relative to unborn children.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Viriato Manuel deMacedo</i>	<i>1st Plymouth</i>
<i>Angelo M. Scaccia</i>	<i>14th Suffolk</i>
<i>James Lyons, Jr.</i>	<i>18th Essex</i>
<i>Paul Adams</i>	<i>17th Essex</i>
<i>George Ross</i>	<i>2nd Bristol</i>
<i>Elizabeth Poirier</i>	<i>14th Bristol</i>
<i>John H. Rogers</i>	<i>12th Norfolk</i>
<i>Sheila Harrington</i>	<i>1st Middlesex</i>
<i>Nick Collins</i>	<i>4th Suffolk</i>

HOUSE No. 03295

By Representatives Mr. deMacedo of Plymouth and Ms. Harrington, a petition (accompanied by bill, House, No. 3295) of Paul Adams and others for legislation to require physicians to anesthetize the fetus prior to performing certain abortions. Public Health.

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act relative to unborn children.

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

- 1 Chapter 112 of the General Laws, as appearing in the 2008 Official Edition, is hereby amended
- 2 by inserting after section 12M the following section:-
- 3 Section 12M½. For the purpose of preventing fetal pain, no physician shall perform an abortion
- 4 unless the physician anesthetizes the fetus; except in the following circumstances: (i) in the
- 5 reasonable clinical judgment of the physician, such administration of anesthesia to the fetus
- 6 would cause serious risk to the life of the mother; (ii) in the reasonable clinical judgment of the
- 7 physician, such administration of anesthesia to the fetus would cause serious risk of substantial
- 8 and irreversible impairment of a major bodily function of the mother; (iii) in the reasonable
- 9 clinical judgment of the physician, the pregnancy has not yet reached 20 weeks gestation; or (iv)
- 10 the mother directs that anesthesia not be administered to the fetus.