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SENATE JOINT MEMORIAL 33

43RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1998

INTRODUCED BY

ROD ADAIR

A JOINT MEMORIAL

URGING THE GOVERNOR TO DIRECT THE HUMAN SERVICES DEPARTMENT TO
ADOPT REGULATIONS PROHIBITING THE EXPENDITURE OF FUNDS FOR
LATE-TERM ABORTIONS USING THE PROCEDURE OF PARTIAL BIRTH
ABORTION.

WHEREAS, abortions are performed late in the second and
in the third trimesters of a woman's pregnancy; and

WHEREAS, these procedures are known to have potentially
serious consequences to the mother; and

WHEREAS, a part of these late-term abortions are
performed using a procedure called "partial birth abortion" in
which a baby is partially delivered and then killed, after
which the head of the dead baby is removed from the mother's
body in a manner potentially injurious to the mother; and

WHEREAS, the procedure described does not fulfill a

Underscored material = new
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1 legitimate interest of government in safeguarding health,
2 maintaining medical standards and protecting life; and

3 WHEREAS, this procedure is abhorrent to persons who value
4 human life and believe the government at every level should
5 recognize this belief and take positive steps to prevent
6 subversion of this value system without regard to individuals'
7 opinions and strongly held views on the subject of abortion
8 generally; and

9 WHEREAS, overwhelming bipartisan majorities of both
10 houses of congress have passed measures to ban this procedure;
11 and

12 WHEREAS, it is repugnant to the vast majority of the
13 citizens of New Mexico that public funds may be used to pay
14 for the procedure described;

15 NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE
16 STATE OF NEW MEXICO that the governor exercise his executive
17 authority and direct the human services department to develop
18 and adopt a regulation prohibiting the use of any state funds
19 to purchase abortion services involving the use of the partial
20 birth abortion procedure; and

21 BE IT FURTHER RESOLVED that a copy of this memorial be
22 forthwith delivered to the governor and to the secretary of
23 human services.

3
4
5 February 11, 1998

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7 Mr. President:

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9 Your RULES COMMITTEE, to whom has been referred

10
11 SENATE JOINT MEMORIAL 33

12
13 has had it under consideration and reports same with
14 recommendation that it DO PASS, amended as follows:

- 15
16
- 17 1. On Page 1, line 12, after "REGULATIONS" insert ", FREE
 - 18 OF MEDICAID CONFLICT,".
 - 19
 - 20 2. On Page 2, line 18, after "ADOPT" delete "A REGULATION"
 - 21 and insert "REGULATIONS, WHICH DO NOT CONFLICT WITH
 - 22 MEDICAID REGULATIONS,".
 - 23

24 and thence referred to the PUBLIC AFFAIRS COMMITTEE.

FORTY-THIRD LEGISLATURE
SECOND SESSION, 1998

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Respectfully submitted,

Gloria Howes, Chairman

Adopted _____ Not

Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

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FORTY-THIRD LEGISLATURE
SECOND SESSION, 1998

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The roll call vote was 6 For 0 Against

Yes: 6

No: 0

Excused: Aragon, Gorham

Absent: None

SJ033RU1

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