## MAINE STATE LEGISLATURE

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## 119th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1999

Legislative Document

No. 918

H.P. 662

House of Representatives, February 2, 1999

An Act to Mandate Abortion Reporting Standards.

Reference to the Committee on Judiciary suggested and ordered printed.

OSEPH W. MAYO, Clerk

Presented by Representative PLOWMAN of Hampden.
Cosponsored by Senator BERUBE of Androscoggin and
Representatives: AHEARNE of Madawaska, JOY of Crystal, MADORE of Augusta,
MARTIN of Eagle Lake, MENDROS of Lewiston, WATERHOUSE of Bridgton, Senators:
MITCHELL of Penobscot, MURRAY of Penobscot.

## Be it enacted by the People of the State of Maine as follows:

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Sec. 1. 22 MRSA §1596, sub-§2, as repealed and replaced by PL 1989, c. 274, §1, is amended to read:

2. Abortion reports. A report of each abortion performed shall must be made to the Department of Human Services on forms prescribed by the department. These report forms shall may not identify the patient by name or otherwise and shall must contain only the information requested on the United States Standard Report of Induced Termination of Pregnancy, published by the National Center for Health Statistics, dated January 1978, or any more recent revision of a standard report form.

The form containing that information and data shall must be prepared and signed by the attending physician and transmitted to the department not later than 10 days following the end of the month in which the abortion is performed.

- A physician who reports data on an abortion pursuant to this section shall-be is immune from any criminal liability for that abortion under section 1598.
- The report forms must be completely filled out. Any portion of the form that is optional must be clearly marked. The form must include the name of the physician, the date of the abortion, the date of the last menses, the estimated age of the fetus and the procedure used in the abortion. The form may require the reporting of other information.

A person who repeatedly violates this section commits a civil violation for which a forfeiture of \$100 per violation may be adjudged. For the purposes of this subsection each incomplete report is a separate violation. The department shall adopt rules to implement this subsection. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter II-A.

40 SUMMARY

This bill requires the completion of abortion reports that are already required for the Department of Human Services and provides a forfeiture for failure to complete the forms. It specifies certain information that must be completed on the form.