

TABLE 3-2

Abortion-Rights Foes Secure State-Level Restrictions

Type of Policy	Explanation	Total Number of States
Conscience clause	Allows physicians not to provide abortions if they are opposed to abortion	36
Fetal experimentation	Prohibits experiments using material from aborted fetuses and bans abortions for the purpose of experimentation	30
Postviability	Establishes when viability occurs and regulates abortions after viability	30
Postviability care	Requires postabortion care for a viable fetus	30
Anti-abortion memorial	Requests that Congress ban abortion	25
Feticide	Outlaws killing of a fetus	10
Fetal disposal	Regulates disposal of aborted fetuses	11
Abortion-specific informed consent	Prohibits abortion without the pregnant woman's "informed consent," which requires that she receive anti-abortion lectures or materials approved by the state. ^a	20
Parental consent	Requires minors to obtain consent for an abortion from parents or the courts	22
Parental notification	Requires that a minor's parents be notified before an abortion is performed	21
Spousal consent	Requires the husband's consent for an abortion	8
No wrongful life/ wrongful birth policy	Prohibits lawsuits in which a person argues that he or she should not have been born (wrongful life) or parents allege that had they been informed correctly, they would have had an abortion (wrongful birth)	8
Private insurance	Permits restricted access to abortion or no abortion coverage in private health insurance policies	11
Public facilities	Bans the use of public facilities in performing abortions	6
Physician-only	Stipulates that only licensed physicians may perform abortions	6
Reporting requirement	Stipulates that all abortions be reported to a state agency	20
Clinic violence	Prohibits violence toward or harassment of abortion clinics and workers	9
Waiting period	Specifies a period that must pass between the request for an abortion and the time the procedure is performed	6
Right to life	Makes it illegal to kill a fetus in the womb unless certain conditions are met and/or requires the physician to give any fetus born alive during an abortion a chance to live	12

Source: Deborah R. McFarlane and Kenneth J. Meier, *The Politics of Fertility Control: Family Planning and Abortion Policies in the American States* (New York, N.Y.: Chatham House, 2001), 94-95.

a. "Informed consent" has a different meaning for other medical procedures.