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AMERICA

## **Dobbs Supreme Court Case: Top Four Messages**

SBA Pro-Life America has conducted extensive polling, message testing, and focus groups. From this research, we've developed four key messages:

**1) The overturning of *Roe* in the *Dobbs* decision means that the American people are able to decide the issue of abortion through their elected officials in the states and in Congress. It does NOT mean a nationwide ban on abortion.**

- *Roe* put unelected judges in charge of abortion policy. Abortion laws should be debated and decided by the American people, not dictated by judges.
- The *Dobbs* decision gets the courts out of the abortion business and allows Americans to have a discussion and come to consensus through their elected officials. Consensus will look different in different places.

**2) Hammer Democrats for their extremist position in favor of abortion on demand, even painful late-term abortions when the child can feel excruciating pain.**

- Leading Democratic politicians are in favor of abortion on demand up until the moment of birth. Many cannot name a single limit on abortion they support. Politicians who support *Roe* support court-imposed abortion on demand up until the moment of birth.<sup>1</sup> They oppose allowing Americans to even debate the issue through their elected representatives. These same politicians support taxpayer funding of abortion<sup>2</sup> and even infanticide.<sup>3,4</sup> They are way out of step with the American people.
- After Politico published the leaked draft *Dobbs* decision, Senate Democrats brought to the floor on May 11 radical legislation that imposes abortion up until the moment of birth, even painful late-term abortions, for all 50 states.<sup>5</sup> Every single Democratic senator except for Joe Manchin voted for this extreme legislation.<sup>6</sup>
- 71% of Americans support significant limits on abortion<sup>7</sup> and most Americans would prefer that the people set abortion policy through their state and federal elected officials, not unelected judges.<sup>8</sup>

<sup>1</sup> <https://www.nationalreview.com/corner/supporting-roe-means-supporting-abortion-until-birth/>

<sup>2</sup> <https://www.sba-list.org/hyde>

<sup>3</sup> <https://s27319.pcdn.co/wp-content/uploads/2022/02/H.R.-3755-WHPA-Senate-SBA-List-memo-.pdf>

<sup>4</sup> <https://www.nationalreview.com/corner/virginia-governor-defends-letting-infants-die/>

<sup>5</sup> <https://s27589.pcdn.co/wp-content/uploads/2021/09/Womens-Health-Protection-Act-An-Analysis.pdf>

<sup>6</sup> [https://www.senate.gov/legislative/LIS/roll\\_call\\_votes/vote1172/vote\\_117\\_2\\_00170.htm](https://www.senate.gov/legislative/LIS/roll_call_votes/vote1172/vote_117_2_00170.htm)

<sup>7</sup> <https://www.kofc.org/en/news-room/polls/americans-support-legal-limits-on-abortion.html>

<sup>8</sup> <https://www.sba-list.org/polling#scotus>

- Because of *Roe* and *Casey*, the United States is more in line with China and North Korea when it comes to abortion policy.<sup>9</sup> Even in progressive Europe, 47 out of 50 countries have limits on abortion prior to 15 weeks.<sup>10</sup> The *Dobbs* gives the American people the ability to modernize our laws.

### **3) Focus on the humanity of the unborn child as revealed by milestones in his or her development – all rooted in modern medicine and science.<sup>11</sup>**

- Thanks to advances in modern medicine and science, the humanity of unborn children in the womb is undeniable.
- At fertilization, a new genetically distinct human life is formed.<sup>12</sup>
- At 6 weeks, the unborn child's heart is beating; he or she is moving around and can respond to touch.<sup>13</sup>
- By 8 weeks, babies in the womb are wiggling their little fingers and toes, and already have a preference for using their left or right hand.<sup>14</sup>
- At 15 weeks babies are undergoing life-saving treatment and have fully formed noses and lips, eyelids and eyebrows; they can suck their thumbs, and they can even feel the excruciating pain of abortion.<sup>15</sup>
- *Roe* was based on outdated science. The *Dobbs* decision allows America's laws to catch up with modern medicine and science.

### **4) Demonstrate that the pro-life movement cares not only about the unborn child, but about the mother as well and providing the resources necessary for her to choose life.**

- The pro-life movement cares not only about the unborn child, but also for mothers.
- This is demonstrated by the more than 2,700 pregnancy care centers nationwide that provide free and low-cost services to millions of people annually.<sup>16</sup>
- It is also demonstrated by government-funded programs like the Texas Alternatives to Abortion program<sup>17</sup> – with a \$100 million budget<sup>18</sup> – that provide counseling, material assistance, care coordination, and housing support.

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<sup>9</sup> <https://www.washingtonpost.com/news/fact-checker/wp/2017/10/09/is-the-united-states-one-of-seven-countries-that-allow-elective-abortions-after-20-weeks-of-pregnancy>

<sup>10</sup> <https://lozierinstitute.org/comparing-mississippi-limit-with-european-laws/>

<sup>11</sup> <https://lozierinstitute.org/15-facts-at-15-weeks/>

<sup>12</sup> <https://lozierinstitute.org/fetal-development/week-0-to-1/>

<sup>13</sup> <https://lozierinstitute.org/fetal-development/week-5-to-6/>

<sup>14</sup> <https://lozierinstitute.org/dive-deeper/right-and-left-handedness/>

<sup>15</sup> <https://lozierinstitute.org/15-facts-at-15-weeks/>

<sup>16</sup> <https://lozierinstitute.org/pregnancy-center-reports/>

<sup>17</sup> <https://www.hhs.texas.gov/services/health/women-children/alternatives-abortion>

<sup>18</sup> <https://lozierinstitute.org/alternatives-to-abortion-programs-support-for-mothers-and-families/>