

**KATIE HOBBS**  
SECRETARY OF STATE  
*State of Arizona*

April 7, 2021

The Honorable Doug Ducey  
Governor of the State of Arizona  
1700 W. Washington Street, 9<sup>th</sup> Floor  
Phoenix, AZ 85007

Re: Senate Concurrent Resolution 1009

Dear Governor Ducey:

The Fifty-fifth Legislature – First Regular Session of the State of Arizona passed SCR 1009 and filed it in my office on March 22, 2021. The language in this resolution requires that my office transmit a copy to the Governor of the State of Arizona. Please find enclosed a copy of SCR 1009.

While usually these are routine transmittals, I cannot let this resolution pass through my office without a word about the content. In a year in which we have seen the consequences of rampant misinformation, it is irresponsible of the Senate to pass a resolution, on a party-line vote, that is based on false claims and selective assertions about Arizonans' feelings about abortion and women's reproductive health. To be clear, the legislature's past enactment of abortion restrictions should not be used to indicate the support of a "strong majority" of Arizonans. One need only look at the extreme abortion legislation currently being considered in Arizona to understand how far from the mainstream many legislators have drifted on this issue.

Arizonans expect their elected leaders to work on real solutions to the issues faced by people across our State. Those who are truly interested in reducing the number of abortions would be wise to focus on providing comprehensive sex education and ensuring that all Arizonans have access to healthcare, including reproductive healthcare. Supporting and passing extreme laws that create barriers to healthcare access, or sending letters to Congress to do the same, may help some politicians pass partisan purity tests, but it does little to improve the lives of Arizonans. Particularly after everything we've experienced over the past year, I would hope we could focus on fixing the real health care challenges in our State.

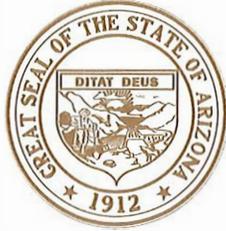
Very truly yours,

A handwritten signature in blue ink, appearing to read "Katie Hobbs", with a long horizontal flourish extending to the right.

Katie Hobbs  
Arizona Secretary of State

Enclosures  
mrh/KH

**1700 West Washington Street, Floor 7**  
**Phoenix, Arizona 85007-2808**  
**Telephone (602) 542-4285 Fax (602) 542-1575**  
**[www.azsos.gov](http://www.azsos.gov)**



**KATIE HOBBS**  
SECRETARY OF STATE  
*State of Arizona*

April 7, 2021

The White House  
Office of the President  
Attn: Mr. President Joe Biden  
1600 W. Pennsylvania Avenue, N.W.  
Washington, D.C. 20500

Re: Senate Concurrent Resolution 1009

Dear Mr. President:

The Fifty-fifth Legislature – First Regular Session of the State of Arizona passed SCR 1009 and filed it in my office on March 22, 2021. The language in this resolution requires that my office transmit a copy to the President of the United States. Please find enclosed a copy of SCR 1009.

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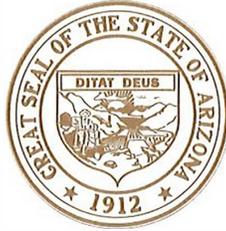
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**KATIE HOBBS**  
SECRETARY OF STATE  
*State of Arizona*

April 7, 2021

The White House  
Office of the Vice President  
Attn: Mrs. Vice President Kamala Harris  
1600 W. Pennsylvania Avenue, N.W.  
Washington, D.C. 20500

Re: Senate Concurrent Resolution 1009

Dear Mrs. Vice President:

The Fifty-fifth Legislature – First Regular Session of the State of Arizona passed SCR 1009 and filed it in my office on March 22, 2021. The language in this resolution requires that my office transmit a copy to the President of the United States Senate. Please find enclosed a copy of SCR 1009.

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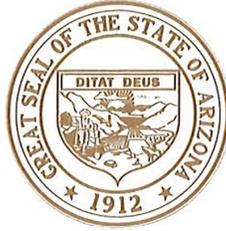
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**KATIE HOBBS**  
SECRETARY OF STATE  
*State of Arizona*

April 7, 2021

The Honorable Nancy Pelosi  
United States House of Representatives  
1236 Longworth H.O.B.  
Washington, D.C. 20515

Re: Senate Concurrent Resolution 1009

Dear Madam Speaker:

The Fifty-fifth Legislature – First Regular Session of the State of Arizona passed SCR 1009 and filed it in my office on March 22, 2021. The language in this resolution requires that my office transmit a copy to the Speaker of the United States House of Representatives. Please find enclosed a copy of SCR 1009.

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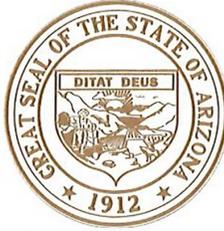
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**KATIE HOBBS**  
SECRETARY OF STATE  
*State of Arizona*

April 7, 2021

The Honorable Mark Kelly  
United States Senate  
Dirksen Senate Office Building  
Suite B40B  
Washington, D.C. 20510

Re: Senate Concurrent Resolution 1009

Dear Senator Kelly:

The Fifty-fifth Legislature – First Regular Session of the State of Arizona passed SCR 1009 and filed it in my office on March 22, 2021. The language in this resolution requires that my office transmit a copy to each Member of Congress from the State of Arizona. Please find enclosed a copy of SCR 1009.

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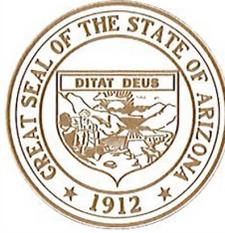
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**KATIE HOBBS**  
SECRETARY OF STATE  
*State of Arizona*

April 7, 2021

The Honorable Kyrsten Sinema  
United States Senate  
317 Hart Senate Office Building  
Washington, D.C. 20510

Re: Senate Concurrent Resolution 1009

Dear Senator Sinema:

The Fifty-fifth Legislature – First Regular Session of the State of Arizona passed SCR 1009 and filed it in my office on March 22, 2021. The language in this resolution requires that my office transmit a copy to each Member of Congress from the State of Arizona. Please find enclosed a copy of SCR 1009.

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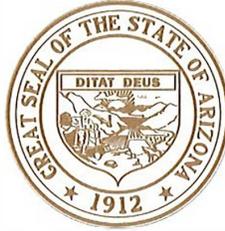
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SECRETARY OF STATE  
*State of Arizona*

April 7, 2021

The Honorable Tom O'Halleran  
United States House of Representatives  
318 Cannon House Office Building  
Washington, D.C. 20515

Re: Senate Concurrent Resolution 1009

Dear Congressman O'Halleran:

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**KATIE HOBBS**  
SECRETARY OF STATE  
*State of Arizona*

April 7, 2021

The Honorable Ann Kirkpatrick  
United States House of Representatives  
309 Cannon H.O.B.  
Washington, D.C. 20515

Re: Senate Concurrent Resolution 1009

Dear Congresswoman Kirkpatrick:

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**KATIE HOBBS**  
SECRETARY OF STATE  
*State of Arizona*

April 7, 2021

The Honorable Raul Grijalva  
United States House of Representatives  
1511 Longworth H.O.B.  
Washington, D.C. 20515

Re: Senate Concurrent Resolution 1009

Dear Congressman Grijalva:

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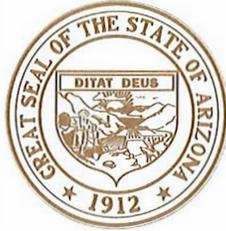
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**KATIE HOBBS**  
SECRETARY OF STATE  
*State of Arizona*

April 7, 2021

The Honorable Paul Gosar  
United States House of Representatives  
2057 Rayburn H.O.B.  
Washington, D.C. 20515

Re: Senate Concurrent Resolution 1009

Dear Congressman Gosar:

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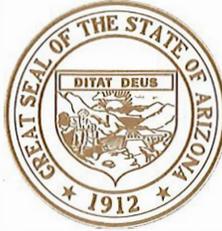
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SECRETARY OF STATE  
*State of Arizona*

April 7, 2021

The Honorable Andy Biggs  
United States House of Representatives  
171 Cannon House Office Building  
Washington, D.C. 20515

Re: Senate Concurrent Resolution 1009

Dear Congressman Biggs:

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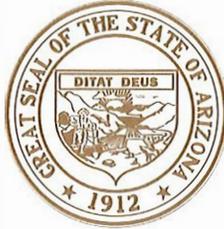
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*State of Arizona*

April 7, 2021

The Honorable David Schweikert  
United States House of Representatives  
304 Cannon House Office Building  
Washington, D.C. 20515

Re: Senate Concurrent Resolution 1009

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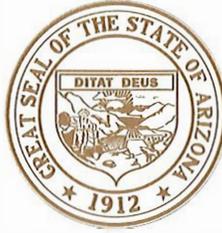
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*State of Arizona*

April 7, 2021

The Honorable Ruben Gallego  
United States House of Representatives  
1131 Longworth House Office Building  
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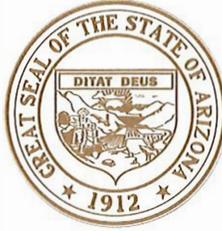
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**[www.azsos.gov](http://www.azsos.gov)**



**KATIE HOBBS**  
SECRETARY OF STATE  
*State of Arizona*

April 7, 2021

The Honorable Debbie Lesko  
United States House of Representatives  
1214 Longworth H.O.B.  
Washington, D.C. 20515

Re: Senate Concurrent Resolution 1009

Dear Congresswoman Lesko:

The Fifty-fifth Legislature – First Regular Session of the State of Arizona passed SCR 1009 and filed it in my office on March 22, 2021. The language in this resolution requires that my office transmit a copy to each Member of Congress from the State of Arizona. Please find enclosed a copy of SCR 1009.

While usually these are routine transmittals, I cannot let this resolution pass through my office without a word about the content. In a year in which we have seen the consequences of rampant misinformation, it is irresponsible of the Senate to pass a resolution, on a party-line vote, that is based on false claims and selective assertions about Arizonans' feelings about abortion and women's reproductive health. To be clear, the legislature's past enactment of abortion restrictions should not be used to indicate the support of a "strong majority" of Arizonans. One need only look at the extreme abortion legislation currently being considered in Arizona to understand how far from the mainstream many legislators have drifted on this issue.

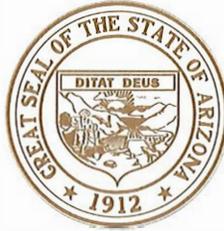
Arizonans expect their elected leaders to work on real solutions to the issues faced by people across our State. Those who are truly interested in reducing the number of abortions would be wise to focus on providing comprehensive sex education and ensuring that all Arizonans have access to healthcare, including reproductive healthcare. Supporting and passing extreme laws that create barriers to healthcare access, or sending letters to Congress to do the same, may help some politicians pass partisan purity tests, but it does little to improve the lives of Arizonans. Particularly after everything we've experienced over the past year, I would hope we could focus on fixing the real health care challenges in our State.

Very truly yours,

Katie Hobbs  
Arizona Secretary of State

Enclosures  
mrh/KH

**1700 West Washington Street, Floor 7**  
**Phoenix, Arizona 85007-2808**  
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**KATIE HOBBS**  
SECRETARY OF STATE  
*State of Arizona*

April 7, 2021

The Honorable Greg Stanton  
United States House of Representatives  
207 Cannon H.O.B.  
Washington, D.C. 20515

Re: Senate Concurrent Resolution 1009

Dear Congressman Stanton:

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sex education and ensuring that all Arizonans have access to healthcare, including reproductive healthcare.

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Very truly yours,

A handwritten signature in blue ink, appearing to read "KH", followed by a long horizontal line.

Katie Hobbs  
Arizona Secretary of State

Enclosures  
mrh/KH

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Senate Engrossed

abortion data; survivors act; supporting

**FILED**  
**KATIE HOBBS**  
**SECRETARY OF STATE**

State of Arizona  
Senate  
Fifty-fifth Legislature  
First Regular Session  
2021

## **SENATE CONCURRENT RESOLUTION 1009**

A CONCURRENT RESOLUTION

SUPPORTING THE ENACTMENT OF THE BORN-ALIVE ABORTION SURVIVORS PROTECTION ACT AND THE ENSURING ACCURATE AND COMPLETE ABORTION DATA REPORTING ACT OF 2019.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1           Whereas, Congress and the State of Arizona have compelling interests  
2 in protecting all human life; and

3           Whereas, Congress passed by unanimous consent the Born-Alive Infants  
4 Protection Act "to repudiate the flawed notion that a child's entitlement  
5 to the protections of the law is dependent upon whether that child's  
6 mother or others want him or her" and "to repudiate the flawed notion that  
7 the right to an abortion means the right to a dead baby, regardless of  
8 where the killing takes place"; and

9           Whereas, to achieve these important objectives, the Born-Alive  
10 Infants Protection Act affirmatively recognizes that all infants born at  
11 any stage of development, regardless of the circumstances surrounding  
12 their births, are "persons" for purposes of federal law; and

13           Whereas, the Born-Alive Infants Protection Act became law in August  
14 2002; and

15           Whereas, the legal recognition provided by the Born-Alive Infants  
16 Protection Act has proved to be inadequate for providing necessary legal  
17 protections for infants born alive following attempted abortions and  
18 ensuring that they receive medically appropriate care and treatment; and

19           Whereas, to remedy this deficiency, Congress introduced the  
20 Born-Alive Abortion Survivors Protection Act, which would affirmatively  
21 require that medically appropriate care be given to any infant born alive  
22 following an abortion procedure; and

23           Whereas, the Born-Alive Abortion Survivors Protection Act  
24 supplements existing federal law to require that health care providers  
25 "exercise the same degree of professional skill, care and diligence to  
26 preserve the life and health of a child" born alive following an attempted  
27 abortion as the provider "would render to any other child born alive"; and

28           Whereas, a February 2017 poll by the Susan B. Anthony List found  
29 that 77% of Americans support legislation "that would ensure that a baby  
30 who survives a failed abortion would be given the same medical treatment  
31 as any other baby born prematurely at the same age"; and

32           Whereas, the citizens of this state strongly support laws providing  
33 legal recognition and protection for born-alive infants, including those  
34 who survive attempted abortions, as evidenced by Arizona's enactment of  
35 section 36-2301, Arizona Revised Statutes, which requires a physician  
36 performing an abortion and any other physician in attendance to use "all  
37 available means and medical skills" to "promote, preserve and maintain the  
38 life" of a fetus or embryo who is delivered alive; and

39           Whereas, the problem of born-alive infants being denied medically  
40 appropriate care following attempted abortions is a matter of official  
41 public record but still underreported; and

42           Whereas, to remedy the problem of underreporting of cases of infants  
43 born alive following attempted abortions, Congress introduced the Ensuring  
44 Accurate and Complete Abortion Data Reporting Act of 2019, which would  
45 make certain Medicaid family planning monies conditional on a state

1 gathering and reporting to the United States Centers for Disease Control  
2 and Prevention comprehensive abortion data, and affirmatively requires  
3 that states report instances of unborn children surviving abortion  
4 attempts.

5 Therefore

6 Be it resolved by the Senate of the State of Arizona, the House of  
7 Representatives concurring:

8 1. That the Legislature strongly supports the enactment of the  
9 Born-Alive Abortion Survivors Protection Act.

10 2. That the Legislature strongly supports the enactment of the  
11 Ensuring Accurate and Complete Abortion Data Reporting Act of 2019.

12 3. That the Secretary of State of the State of Arizona transmit  
13 copies of this Resolution to the Governor of the State of Arizona, the  
14 President of the United States, the President of the United States Senate,  
15 the Speaker of the United States House of Representatives and each Member  
16 of Congress from the State of Arizona.

**PASSED BY THE HOUSE MARCH 18, 2021.**

**PASSED BY THE SENATE FEBRUARY 24, 2021.**

**FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 22, 2021.**

Passed the House March 18, 20 21.

Passed the Senate February 24, 2021.

by the following vote: 31 Ayes,

by the following vote: 16 Ayes,

29 Nays, 0 Not Voting

14 Nays, 0 Not Voting



Speaker of the House  
*Pro Tempore*



President of the Senate

  
Chief Clerk of the House

  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State  
this 22<sup>nd</sup> day of March, 2021.

S.C.R. 1009

at 2:55 o'clock P M.



Secretary of State