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July 7, 2023

Assembly Member Reginald Jones-Sawyer, Chair
Assembly Public Safety Committee
1020 N Street (LOB), Room 111
Sacramento, California 95814

Re: Letter opposing SB 345 as likely to encourage human trafficking of children

Dear Chair and Members of the Assembly Public Safety Committee,

On behalf of the Right to Life League and our supporters, we urge you to reject **SB 345**.

The most recent amendments to SB 345 do NOT cure the bill's violation of the Full Faith and Credit Clause of the United States Constitution. The bill will bar judges and bail bondsmen from issuing warrants and subpoenas from other states if the subject matter of the foreign state's suit concerns abortion or transgender issues or other "reproductive freedoms." This is a wholly unconstitutional attempt to disregard the laws of other states.

And SB 345 actually gets worse. The July 6th amendment also adds a provision that will REPEAL existing law that safeguards unemancipated minors from human trafficking.

(5) Existing law prohibits an abortion from being performed upon an unemancipated minor unless she first has given her written consent to the abortion and also has obtained the written consent of one of her parents or legal guardian. Existing law provides specified judicial procedures to be followed if one or both of the unemancipated pregnant minor's or her guardian refuse to consent or if the minor elects not to seek their consent.

This bill would repeal these provisions.

By repealing the long standing, common sense requirement that an unemancipated child obtain either parental or judicial consent to an abortion, SB 345 leaves children vulnerable to manipulation by human traffickers, sexual predators, and those who profit from abortion and transgender services.

As currently drafted, SB 345 **will also endanger public safety by encouraging human traffickers and sexual predators to invade California to avoid the application of other states' laws protecting children and others from sexual trafficking and gender manipulation.** SB 345 criminalizes the enforcement of valid, out-of-state laws in violation of Article Full Faith and Credit Clause. Its sweeping language evinces a special 'policy of hostility' towards other states. It is a blatant attempt to supplant the clear and unambiguous ruling of the Supreme Court in *Dobbs* which specifically left the matter of abortion regulation to the states.

Article 4 of the U.S. Constitution states: "Full Faith and Credit shall be given in each State to the public Acts, Records, and judicial Proceedings of every other State." The Supreme Court has interpreted the full Faith and Credit Clause to require states to open their courts to claims based on other states' laws under various circumstances. Furthermore, in *Franchise Tax Board v. Hyatt (Franchise Tax Board II)*, the Court explained that the Full Faith and Credit Clause forbids states from applying a special rule of law that evinces a 'policy of hostility' towards other states.

SB 345 evinces such hostility. SB 345 blatantly violates the Full Faith and Credit Clause in Article 4 of the U.S. Constitution by instructing those tasked with enforcing foreign state law not to comply with other states' valid laws if the matter concerns abortion or transgender services.

For these reasons, please vote NO on SB 345.

Very Truly Yours,



Susan Swift, Esq.
Vice President of Legal Affairs
Right to Life League

