



Right to Life League
1208 N. Lake Ave, Ste. 207
Pasadena, CA 91104

March 29, 2022

Assembly Member Mark Stone
Chair of the Judiciary Committee
1020 North Street, Room 104
Sacramento, CA 95814

Re: Letter in Opposition: AB 2223 Decriminalizing Infanticide

Dear Member Stone and Members of the Assembly Judiciary Committee,

On behalf of the Right to Life League, I urge you to vote NO on SB 2223.

AB 2223 decriminalizes infanticide by eliminating civil and criminal penalties for abortions and **including “perinatal death.”**

The bill doesn’t define the term “perinatal” – but it doesn’t have to. Existing California law already supplies the definition. The term “perinatal” means “the period from the establishment of pregnancy to **one month following delivery.**”¹

Applying these pre-existing legal definitions means that AB 2223 effectively decriminalizes killing babies born alive ostensibly up through the first month after birth. And if the definition of “perinatal” expands further, AB 2223’s scope will likewise expand to prevent prosecution of later child mortality.

AB2223 will further make it a crime to investigate a newborn death. AB 2223 seeks to change the scope of coroners' inquiries, adding a private cause of action against state employees – like detectives or coroners – who investigate why a newborn baby died. This is chilling and horrific.

¹ See ARTICLE 4. The Medi-Cal Benefits Program § 14134.5(b).

The American Center for Law and Justice explains² how AB 2223 will thwart investigation and cover up evidence of infanticide following failed late-term abortions:

Shortly into the start of the Biden Administration, the FDA lifted the in-person dispensing requirement, allowing abortion pills to be delivered through the mail. Many pro-abortion states do not have state level regulations concerning chemical abortions, and the FDA's change in its REMS program ensured even greater access to chemical abortion via mail – with no in-person visit requirement to verify the actual stage of pregnancy.

When there is no in-person oversight of chemical abortions to verify the stage of pregnancy, there will be an increase in late-term chemical abortions. We already know that the abortion pills do not work in “safe or effective ways” one out of every four times. And that the pills are not recommended for use past 10-weeks of gestation. The abortion industry and pro-abortion advocates also know this. **The abortion lobby further knows and understands that an increase in late-term chemical abortions is going to lead to an increase in babies being born alive after failed abortions.** And abortion advocates do not want those live births to be investigated or recorded. They also don't want those babies to live.

AB 2223's use of “perinatal” and its prohibition of investigation into the deaths of newborns is not an accident, an oversight, or a misunderstanding. It is intentional, strategic evil designed to corrupt the executive branch of state government so as to cover up the deaths of babies born alive. Please vote NO on AB 2223.

Very Truly Yours,



Susan S. Arnall, Esq.



Vice President of Legal Affairs
Right to Life League

² Summers, O. (2022, March 28). *California follows Maryland's lead with disturbing bill that could effectively legalize infanticide.* American Center for Law and Justice. Retrieved March 29, 2022, from <https://aclj.org/pro-life/california-follows-marylands-lead-with-disturbing-bill-that-could-effectively-legalize-infanticide>