

# ***DEMAND JUSTICE***

## **AMY CONEY BARRETT AND REPRODUCTIVE RIGHTS**

### ***Reproductive freedom is at risk with Trump's anti-Roe pick***

The confirmation of Amy Coney Barrett would cement Trump's far-right, anti-abortion agenda and put *Roe v. Wade* and reproductive rights, including access to birth control, at great risk. Barrett has made it clear that she does not respect precedent and that she would seek to overturn *Roe v. Wade* and severely limit reproductive freedom.

### **Clear Opposition to *Roe v. Wade* For Decades**

Barrett employs the language of the anti-abortion movement in comments about *Roe*, describing it as permitting “abortion on demand” and making her intentions to overturn the landmark decision clear.

- In a 2003 article, Barrett [suggested](#) *Roe v. Wade* was an “erroneous decision.”
- Barrett [gave examples](#) of “cases that no justice would overrule, even if she disagrees with the interpretive premises from which precedent proceeds”—but did not list *Roe*.
- Barrett has shown a strong disregard for precedent, including *Roe*. She [wrote](#) that it is “a justice’s duty” and “more legitimate for her to enforce her best understanding of the Constitution rather than a precedent she thinks clearly in conflict with it,” suggesting she would use substitute her personal judgment rather than adhere to longstanding precedents of the Court such as *Roe*.
- In remarks at a Notre Dame event marking the 40th anniversary of *Roe v. Wade*, Barrett said “the framework of *Roe* essentially permitted abortion on demand, and *Roe* recognizes no state interest in the life of a fetus.” In discussing *Roe*, she also [reiterated her view](#) that life begins at conception.
- In 2019, the Seventh Circuit struck down a blatantly unconstitutional law which would have required anyone under 18 to notify their parents prior to receiving an abortion, without exception. Barrett would have [allowed the law to go into effect](#).
- In June 2018, Barrett joined an over-the-top [opinion](#) strongly suggesting that an Indiana abortion ban was constitutional. A majority of the judges who heard the case said the law “clearly violate[d] well-established Supreme Court precedent.”

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## **Amy Coney Barrett is the Pick of Anti-Abortion Activists**

Her nomination is strongly supported by anti-abortion activists and politicians.

- Anti-abortion group Susan B. Anthony List said that Barrett has the [“perfect combination”](#) of attributes.
- The day after Justice Ginsburg’s passing, [Americans United for Life called on Trump to nominate Barrett](#), saying that they are “confident” in her views on constitutional protections for “human lives in the womb.”
- Sen. Josh Hawley (R-MO) [said](#) that he would only vote for justices who have said that *Roe v. Wade* was wrongly decided and that Barrett “meets that standard.”

## **A History of Positions Limiting Reproductive Freedoms**

She has made clear that she does not respect the right to an abortion and has also spoken out against access to common forms of contraception, which she mischaracterizes as “abortion drugs.”

- From its founding in 2010 to 2016, Barrett was a member of Notre Dame’s University Faculty for Life, which “promotes research, dialogue and publication by faculty who respect the value of human life from conception to natural death” and claims to have “the evidence ... on our side” with respect to “abortion, infanticide and euthanasia.”
- Barrett signed an [open letter](#) “statement of protest” that denounced the Affordable Care Act’s contraceptive coverage requirement, or what she referred to as a policy for “abortion-drugs” and “embryo-destroying ‘five day after pill.’”

With her lack of respect for precedent and commitment to ending *Roe*, Barrett has earned the trust of the far-right and anti-abortion activists. Her confirmation to the Supreme Court would shift the balance of the Court and undo decades of progress in the fight for the reproductive rights of women across the country.

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