

After Mississippi defeat, what about 'personhood'?

by [Lauren Markoe](#) in the [December 13, 2011](#) issue

The failure of the "personhood" initiative in Mississippi in November intensified what appears to be a growing divide in the antiabortion movement.

Some backers of the initiative, which aimed to make abortion illegal by defining a fetus as a person from the moment of conception, are pointing fingers at major antiabortion groups that stood on the sidelines during the Mississippi debate.

"What you have is a few organizations that are moving in the wrong direction on the issue of life," said Mathew Staver, founder of Liberty Counsel, a leading conservative law firm that provided advice to the initiative's sponsors.

Staver

said he blames Americans United for Life (AUL) and the National Right to Life Committee (NRLC)—two of the largest and most established antiabortion groups—for an "impasse" in the movement that contributed to a loss at the polls.

"The split is not good," Staver said of the divide between more-established groups and the more-confrontational groups that backed the Personhood initiative. "They want to be too conservative, too cautious. We need to move forward with a direct challenge to *Roe v. Wade*."

Also sitting out the debate: the Roman Catholic Church, a giant in the antiabortion movement.

More

than 55 percent of Mississippi voters on November 8 rejected the

initiative, which would have declared that life begins at fertilization.

Many saw the case as the first volley in a direct challenge to *Roe v. Wade*, the 1973 U.S. Supreme Court decision that legalized abortion.

Personhood

USA, which twice tried and failed to pass a similar ballot measure in Colorado, attracted support for the Mississippi measure from several prominent groups that oppose abortion rights, including the Family Research Council and the American Family Association.

It blamed

the abortion rights group Planned Parenthood, which campaigned against the initiative, for its defeat. Opponents, including some religious groups, argued that the initiative was unconstitutional and poorly constructed and would have made several forms of birth control and in vitro fertilization techniques illegal.

After the recent defeat,

the AUL defended its decision to stay on the sidelines. AUL spokeswoman Kristi Hamrick said the measure, even if it had passed, was not in direct conflict with *Roe v. Wade* and wouldn't have led to its overthrow.

Asked

about Staver's charge that the AUL is too cautious, she said: "Pro-life organizations who agree on the need to build toward test cases that can overturn *Roe v. Wade* may not all agree on the best course of action, but friends can engage in separate strategies. It's not one-size-fits-all."

The

NRLC issued a statement focusing on state legislative wins in 2011 that restricted access to abortion. The U.S. Conference of Catholic Bishops referred questions on the initiative to its dioceses in Mississippi.

At

the Catholic Diocese of Biloxi, spokeswoman Shirley Henderson said several people have called to express concern that the church had not thrown its weight behind the initiative. "I know most of the Catholics in our diocese were disappointed that it did not pass," she said.

"Supposedly, the U.S. Conference of Catholic Bishops is hoping to

reverse *Roe v. Wade* on the national level."

Jennifer Mason,

spokeswoman for Personhood USA, said the group is now focused on getting similar measures on the ballot in several other states: Montana, Ohio, Florida, Nevada and California. "Next time we will have even more friends," Mason said. —RNS