

Copyright 2024 EMTALA Pre-SCOTUS BG Survey April 9 - 15, 2024 43153 1000 AZ/FL/MT/NV/OH/TX/WI Likely Voters Margin of Error: +/- 3.1%

S1. Are you at least 18 years old and registered to vote in [STATE]?	Yes No Don't know	
S2 . As you may know, there will be an election for President, U.S. Senate, Congress, and some local issues in November. Although it's a long way off, how likely are you to vote in the election for President, U.S. Senate, Congress, and local issues in November? Will you definitely vote, probably vote, are the chances 50-50, probably not vote, or definitely not vote?	Definitely Probably Chance 50-50 Probably not Definitely not	10 7 1
P1. When it comes to politics, do you generally think of yourself as a strong Democrat, not very strong Democrat, strong Republican, not very strong Republican, an independent, or some other political party? [IF INDEPENDENT/OTHER] Do you think of yourself as closer to the Democratic Party or the Republican Party?	Strong Democrat Weak Democrat Independent / Closer to the Democrats Independent Independent / Closer to the Republicans Weak Republican Strong Republican DEMOCRAT (NET) INDEPENDENT (NET) REPUBLICAN (NET) DEMOCRAT W/ LEANERS (NET) REPUBLICAN W/ LEANERS (NET)	11 6 13 6 16 24 24 25 40
P2. How important is politics to your personal identity?	Very important	39 22 10
VGEN. If the election for U.S. Congress were today, would you vote for the Democratic candidate or the Republican candidate? [IF UNDECIDED] But if you had to choose based only on party affiliation, which way would you lean?	Democratic candidate Lean Democratic candidate Republican candidate Lean Republican candidate Completely undecided DEMOCRAT (NET) REPUBLICAN (NET)	2 45 2 9
Q1A. [SPLIT A] How much have you seen, read, or heard about the Emergency Medical Treatment and Labor Act, also known as EMTALA?	A lot	12 20 66

Q1B. [SPLIT B] How much have you seen, read, or heard about a Supreme

maintaining the Emergency Medical Treatment and Labor Act (EMTALA)

as it currently stands?

A lot

Somewhat oppose.....

Strongly oppose.....

Not sure

SUPPORT (NET).....

OPPOSE (NET)....

1

15

Court case which will determine if the Emergency Medical Treatment and Labor Act, also known as EMTALA, is constitutional or not?	A LOT/SOME (NET)	56 20%
V1. And based on what you know todaydo you support or oppose maintaining the Emergency Medical Treatment and Labor Act (EMTALA) as it currently stands? Even if you aren't familiar with EMTALA today, give your best guess based on the name.	Strongly support	41 7 1 37
Q2. Which of the following best describes your view of whether abortion should be legal or illegal?	Abortion should be legal in all cases	24% 35 34
	LEGAL (NET)ILLEGAL (NET)	
Q3. Which of the following comes closest to describing how you feel about the issue of abortion?	I believe having an abortion is morally acceptable and should be legal I am personally against abortion, but I don't believe government should prevent a patient from making that decision for themselves I believe having an abortion is morally wrong and should be illegal	36% 45 19
Now, you are going to read some more information about the Emergency Medibe asked some follow-up questions.	cal Treatment and Labor Act (EMTALA), and then yo	ou wil
The Emergency Medical Treatment and Labor Act (EMTALA) is a nearly 40-year emergency, emergency room patients receive the stabilizing medical care they		
v2. Sometimes people change their mind in surveys like this and sometimes they do not. Once again, do you support or oppose	Strongly support	

Q4. In just a few words, and based on the information you have read so far, how would you describe EMTALA?



Now, here is even more information about EMTALA.

The Emergency Medical Treatment and Labor Act (EMTALA) is a nearly 40-year-old federal law that guarantees that in a medical emergency, emergency room patients receive the stabilizing medical care they need to survive. Historically, EMTALA has ensured that emergency room doctors can provide an abortion when necessary to protect the health of a patient who is in a medical emergency.

Now, the Supreme Court is deciding a case that argues that states with abortion bans should not have to follow EMTALA law. If they rule that states with abortion bans do not have to follow EMTALA law, states that ban abortion would prevent doctors from providing patients an abortion, even in medical emergencies when the doctor knows it could save the patient's life.

v3. Knowing this, do you support or oppose maintaining the Emergency Medical Treatment and Labor Act (EMTALA) as it currently stands?

Strongly support	
SUPPORT (NET)	74%

Q5. Asked another way, do you believe states with abortion bans <u>should</u> or <u>should not</u> have to follow EMTALA as it currently stands?

States with abortion bans should have to follow EMTALA as it currently stands, which would allow	
doctors to provide women an abortion in a medical	
emergency	78%
States with abortion bans should not have to follow	
EMTALA as it currently stands, which would prevent	
doctors from providing women an abortion in a medical	
emergency	12
Not sure	10
1100 0010	

IMPORTANT

NET

B1. Now you are going to read a list of components of the Emergency Medical Treatment and Labor Act (EMTALA). Please indicate if you think each one is an important reason to keep EMTALA as it currently stands, or if it is not an important reason to keep EMTALA as it currently stands.

	<u>Very</u>	Some	important	<u>IMPORTANT</u>	
[SPLIT A] This law guarantees that in a medical emergency, doctors can provide the care their patients need	82%	14	4	96%	
• [SPLIT A] This law guarantees that in a medical emergency, patients receive care they need to survive	82%	15	3	97%	

B1. Now you are going to read a list of components of the Emergency Medical Treatment and Labor Act (EMTALA). Please indicate if you think each one is an important reason to keep EMTALA as it currently stands, or if it is not an important reason to keep EMTALA as it currently stands.

	IMPOF	RTANT	Not -	NET
	<u>Very</u>	<u>Some</u>	important	<u>IMPORTANT</u>
• [SPLIT B] This law requires that in a medical emergency, hospitals provide all patients with the stabilizing medical care they need	81%	17	2	98%
• [SPLIT B] This law guarantees that in a medical emergency, doctors have every tool at their disposal to save their patients' life	80%	18	2	98%
• [SPLIT A] This law guarantees a pregnant woman can receive an abortion if her life is threatened	75%	18	7	93%
• [SPLIT B] Before this law, hospitals could "dump" patients in a medical emergency to other hospitals, sometimes over 100 miles away, without providing them any treatment	70%	23	7	93%
[SPLIT B] This law guarantees a pregnant woman can receive abortion care if a doctor believes it would save her life	70%	21	9	91%
• [SPLIT A] Before this law, hospitals could refuse to treat patients in a medical emergency if they suspected they could not pay or didn't have insurance	65%	20	15	85%
• [SPLIT A] It is a national law	58%	25	16	84%
• [SPLIT A] This law applies to any Medicare-funded hospital	57%	27	16	84%
• [SPLIT B] It is a federal law	55%	30	15	85%
• [SPLIT A] It is a long-settled, 40-year-old law	43%	36	22	78%
• [SPLIT B] This law has been in effect for decades	41%	35	24	76%
• [SPLIT B] This law only applies to Medicare-funded hospitals	25%	32	44	56%

B2. Now you are going to read a list of statements from supporters of the Emergency Medical Treatment and Labor Act (EMTALA) as it currently stands. On a scale from 1 to 5, please indicate how convincing of a reason it is to you to support EMTALA as it currently stands, where "5" means it is an extremely convincing reason to support and "1" means it is not at all convincing. Please only use 5 for items that you think are the most convincing.

	NOT CONVINCING CONVINCING NET					ĒΤ		
	5 -] , [2	1 - Not	CONMINCING	NOT	MEAN
• [SPLIT B] [OATH OF CARE] Doctors become doctors because they want to help people and save lives. They are not politicians; they did not ask to be part of political fights: they take an oath to provide the best care, no matter what. If EMTALA protections disappear, it would have a chilling effect on doctors. Doctors will have to choose between their responsibility to treat their patient and following their oath, or risking the loss of their license or even jail time if the treatment of their patient breaks state law. This could lead to doctor shortages as doctors flee states because they cannot do their jobs. That is an impossible, and unfair, choice	Extremely 48%	<u>4</u> 25	<u>3</u> 19	2 5	<u>at all</u>	CONVINCING 72%	CONVINCING 9	4.08
• [SPLIT B] [BACKWARDS - W/O ABORTION] Before EMTALA was the law of the land, emergency rooms could "dump" patients they did not want to treat, for any reason, at other hospitals even those hundreds of miles away. Patients suffering from gunshot wounds would be turned away if they couldn't pay. Women in labor, or suffering a miscarriage, would be forced to get themselves to another hospital, sometimes dying in transit. If EMTALA is struck down, the next generation is going to have fewer rights and fewer protections than their parents. That's not right - that's going	470/	00	10		,	700/		407
backwards	47%	26	18	6	4	73%	9	4.07

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	NOT CONVINCING CONVINCING NET					ĒΤ		
	5 - Extremely	<u>4</u>	<u>3</u>	<u>2</u>	1 - Not at all	CONVINCING	NOT CONVINCING	MEAN
• [LAST HOPE] Women all over the country are already feeling the impact and pain of abortion bans, with women being turned away from hospitals, unable to get the treatment they need. In Texas, one woman lost liters of blood and had to be kept alive on a breathing machine before doctors could legally intervene and help her. Now that the Supreme Court has overturned the right to abortion at the federal level, EMTALA is the last line of defense for women, ensuring that in a worst-case scenario with a medical emergency, they could get the care they need to save their lives.	47%	22	18	6	7	68%	13	3.94
• [SPLIT A] [RESPONSIBILITY] Doctors become doctors because they want to help people and save lives. They are not politicians; they did not ask to get pulled into political fights. If EMTALA protections disappear, doctors will have to choose between their responsibility to treat their patient, or risking the loss of their license or even jail time if the treatment of their patient breaks state law. That is an impossible and unfair choice.	46%	22	19	4	9	68%	12	3.93
• [SPLIT B] [DANGEROUS PRECEDENT] Eliminating EMTALA protections sets a dangerous precedent. Regardless of how anyone feels about abortion, politicians' personal beliefs should not decide how doctors treat their patients - especially patients facing medical emergencies. Some people don't believe in blood transfusions or organ transplants on religious grounds; other people don't believe addiction patients should be saved, believing their addiction is their own fault. We have to protect EMTALA to stop this dangerous slippery slope	45%	21	22	6	6	66%	12	3.94

B2. Now you are going to read a list of statements from supporters of the Emergency Medical Treatment and Labor Act (EMTALA) as it currently stands. On a scale from 1 to 5, please indicate how convincing of a reason it is to you to support EMTALA as it currently stands, where "5" means it is an extremely convincing reason to support and "1" means it is not at all convincing. Please only use 5 for items that you think are the most convincing.

_	CONVINC	ING	-		OT INCING	NI	ΞΤ	
	5 - Extremely	<u>4</u>	<u>3</u>	<u>2</u>	1 - Not <u>at all</u>	CONVINCING	NOT CONVINCING	MEAN
• [SPLIT A] [BACKWARDS - W/ ABORTION] It wasn't so long ago that women had next to no control over their bodies: No right to an abortion, no birth control, and no access to life-saving care even in emergencies. Without EMTALA, emergency rooms could "dump" patients they did not want to treat, for any reason, at other hospitals, even those hundreds of miles away. Patients suffering from gunshot wounds would be turned away if they couldn't pay. Women in labor, or suffering a miscarriage, would be forced to get themselves to another hospital, sometimes dying in transit. With no federal protections for abortion rights anymore, and now with EMTALA at risk, the next generation is going to have fewer rights and fewer protections than their parents. That's not		_						
• [CONTROL V. FREEDOM] Every family should have the freedom to make the private health care decisions that are best for them. But anti-abortion politicians are taking that freedom away, banning abortion, restricting access to birth control, and outlawing IVF. EMTALA is our backstop in the most tragic of situations. It ensures that families, together with their doctors, can make the health care decisions that are best for them in emergency situations. We must stand up for EMTALA to ensure our families - not government - have control over these personal medical	45%	20	19	5	11	66%	16	3.84
• [SPLIT A] [AGENDA] Anti-abortion Republicans have already restricted access to abortion in states across the country, outlawed IVF, and voted against access to birth control. Now these same anti-abortion politicians who want to control our lives are trying to deny women life-saving abortion care in medical emergencies. This is all part of the same dangerous agenda. We have to protect EMTALA before they are able to take	44%	21	19	9	8	65%	16	3.84
protect EMTALA before they are able to take away our freedom completely	38%	20	21	6	15	58%	21	3.61

v4. Knowing this, once again, do you support or oppose maintaining the Emergency Medical Treatment and Labor Act (EMTALA) as it currently stands?

Strongly support	58%
Somewhat support	24
Somewhat oppose	8
Strongly oppose	
Not sure	
SUPPORT (NET)	82%
	11

Now you are going to read a statement from opponents of the Emergency Medical Treatment and Labor Act (EMTALA) as it currently stands, and afterwards, you will be asked some more questions.

We are a nation of states, and since the founding of our country, states have had the right to pass the laws that are best for them. But EMTALA undermines voters' will by forcing all states to follow rules set by President Biden and a federal government thousands of miles away.

Under EMTALA, our hospitals and doctors are forced to provide second, third, fourth abortions to people who use abortion as a form of birth control. A woman just has to claim the pregnancy is hurting her mental health and putting her life at risk. You read that right: All a woman who is nine months pregnant has to do is say her mental health is at risk to be able to abort a fully developed child. That's just wrong.

And to make matters worse, our tax dollars help fund these abortion doctors. We are all struggling with inflation and should not be on the hook to pay for someone else's mistake. Individual states should get to decide the laws - including laws governing hospitals - that are right for them.

v5. One final time, do you support or oppose maintaining the Emergency Medical Treatment and Labor Act (EMTALA) as it currently stands?

Strongly support	4/%
Somewhat support	24
Somewhat oppose	14
Strongly oppose	7
Not sure	8
SUPPORT (NET) OPPOSE (NET)	71% 21
That under EMTALA abortions could hannen for any	

Q18. And thinking back to the statement you just read, what part of that statement concerns you the most about EMTALA?

That under EMTALA, abortions could happen for any	
reason	38%
That taxpayer dollars would fund abortions	16
That state's rights would be undermined	10
None of these	36

B3. Now you are going to read a list of potential consequences if the Emergency Medical Treatment and Labor Act (EMTALA) is struck down. On a scale from 1 to 5, please indicate how concerning you find each potential consequence, where "5" means it is extremely concerning and "1" means it is not at all concerning. Please only use 5 for items that you think are the most concerning.

	CONCERNING			NOT CONCERNING NET					
	5 - <u>Extremely</u>	<u>4</u>	<u>3</u>	<u>2</u>	1 - Not at all	CONCERNING	NOT CONCERNING	MEAN	
A pregnant woman whose organs are shutting down due to a ruptured membrane could be denied care	62%	<u>-</u> 18	14	2	3	80%	5	4.35	
Pregnant women would be denied care, even if they are suffering from an ectopic pregnancy that threatens both her life and future fertility	62%	16	15	4	4	78%	8	4.28	
A woman who is miscarrying will be forced to sit on the exam table, bleeding out profusely while doctors wait for the fetal heartbeat to stop before treating her.	60%	18	14	5	4	78%	9	4.25	
[SPLIT D] That patients suffering from a medical emergency will be denied care because they can't pay.	60%	18	16	4	2	78%	6	4.30	
 That there is no longer a guarantee that my loved one or I will receive the best care as determined by a doctor if suffering a medical emergency 	56%	18	18	5	4	74%	8	4.18	
Americans could be denied lifesaving medical care depending on which states they are being treated in.	55%	19	17	4	4	75%	8	4.18	
• [SPLIT C] Health care providers across the country would face prosecution and even jail time for providing emergency care their patients need	54%	15	21	5	6	68%	11	4.05	
Government would have even more control over what health care you and your family can receive. States with abortion bans would even force doctors to deny patients care that they know could save the patient's life.	54%	20	17	4	5	74%	9	4.14	
[SPLIT D] Health care providers across the country would face an impossible choice: go to jail or risk their patients dying	54%	24	14	5	4	77%	8	4.18	

B3. Now you are going to read a list of potential consequences if the Emergency Medical Treatment and Labor Act (EMTALA) is struck down. On a scale from 1 to 5, please indicate how concerning you find each potential consequence, where "5" means it is extremely concerning and "1" means it is not at all concerning. Please only use 5 for items that you think are the most concerning.

	NOT CONCERNING CONCERNING			NI	NET			
	5 -	-]		1 - Not		NOT	
That politicians will have ignored the experts, including the American Medical Association (AMA) and the American College of Obstetricians and Gynecologists (ACOG), who say withholding emergency abortion care could mean that "pregnant patients will suffer and potentially die, or experience life-long complications."	Extremely 53%	4 18	3 18	2	at all	CONCERNING 71%	CONCERNING 10	MEAN 4.08
or experience me-long complications.	53%	10	10	5	0	7 1%	10	4.08
That women could experience delays to life- saving care, potentially causing long-term health implications, including future fertility.	52%	22	15	5	5	74%	10	4.12
 That hospitals, funded by taxpayer dollars, could take government money but still refuse to provide you or your loved ones care in an emergency 	51%	22	16	6	5	73%	11	4.08
[SPLIT c] That turning away patients suffering from medical emergencies will mean the return of, "dumping," them at other hospitals	50%	22	18	4	7	71%	11	4.03
Black, Hispanic, and people in rural areas already struggle to get the care they need. Women in these communities will face an even tougher time getting needed health care, making it harder for them to succeed	46%	22	19	6	8	67%	14	3.91
[SPLIT C] That anti-abortion extremists will use this case to fight for "personhood" for embryos in the future, paving the way to ban IVF and forms of birth control	44%	19	20	5	11	64%	16	3.82
That serious medical complications could lead women to miss work and lose their livelihood and ability to care for their families.	40%	24	23	7	6	65%	13	3.86
• [SPLIT D] That anti-abortion extremists will use this case to fight for "personhood" for embryos in the future, giving embryos more rights than a woman	40%	19	24	8	9	59%	17	3.72

15

15

6

5

4

16

Q33E. [SPLIT E] Having heard all this information about EMTALA, in just a few words, how would you describe the current debate about it?

people law needs want women need doctors think care aborton right life-saving way one medical emergency

Q33F. [SPLIT F] Having heard all this information about EMTALA, how do you feel about the current debate about it?

 Frustrated
 35%

 Angry
 19

 Confused
 13

 Hopeful
 12

 Sad
 9

 Excited
 2

 None of these
 11

Q34E. [SPLIT E] In just a few words, how would you describe the people trying to eliminate EMTALA as it currently stands?



Extreme

Ridiculous

Life-savers.....

Righteous

Correct.....

Q34F. [SPLIT F] Having heard all this information about EMTALA, how would you describe the people trying to eliminate EMTALA as it currently stands?

Ideologues
None of these

Q35. If EMTALA was eliminated, who would you blame most?

 The U.S. Supreme Court
 28%

 Anti-abortion extremists
 27

 The President and members of Congress
 18

 None of them
 11

 Not sure
 16

Q36. Which of the following do you believe is the most important for doctors to provide to patients?

 Lifesaving care
 70%

 Emergency care
 21

 Stabilizing care
 9

B4. Below are a few words and phrases which some people have used to describe the case involving EMTALA before the Supreme Court. For each, please indicate how well each describes the case before the Supreme Court.

	WELL		Not NET		
	<u>Very</u>	<u>Some</u>	well	<u>WELL</u>	ı
An attempt to criminalize abortions, including in an emergency situation	50%	28	22	78%	
An attempt to ban emergency abortions	50%	31	19	81%	
An attempt to put politicians in charge of whether women live or die	48%	26	26	74%	
An attempt to force doctors to break their oath to provide the best care	45%	28	27	73%	
• [SPLIT F] An attempt to ban emergency care for women	42%	31	27	73%	
An attempt to tie doctors' hands	42%	33	25	75%	
An attempt to ban emergency care without exceptions	42%	33	26	74%	
• [SPLIT F] An attempt to criminalize emergency care for women	41%	34	26	74%	
An attempt to carve out anti-abortion loopholes in the law	39%	35	26	74%	
An attempt to condemn women who are in need to a death sentence	38%	30	33	67%	
An attempt to criminalize doctors	36%	35	28	72%	
[SPLIT E] An attempt to criminalize emergency care	35%	34	30	70%	
[SPLIT E] An attempt to ban emergency care	35%	36	29	71%	

Q49. And below are how some people are describing what would happen if the Supreme Court struck down EMTALA protections. Which TWO of the following do you think are the most concerning?

It would threaten women's liveslt would mean that people could be denied medical care in any emergency situation and "dumped"	33%
elsewhere	28
It would put politicians' interests ahead of doctors'	
judgements	22
It would ban emergency care	18
It would ban doctors from treating patients	17
It would put politicians in control of medical practices	17
It would take our freedom away	16
It would give government too much power and control It would mean that patients are treated differently	16
depending on which state they live in	14
None of these are concerning	9

Now, there are just a few final questions for statistical purposes.			
D100. What is your gender?		A man	47% 52 1
DAGE. Derived Age		18-29	12% 22 16 18 32
	VOL:	(Refused)	-
D102. What is the last grade of school or level of education you completed?		Did not complete high school	2% 21 6 28 12 22
ALLOCRACE. To ensure a representative sample, please indicate your race. [IF NOT HISPANIC/LATINO] For statistical purposes only, are you of Hispanic, Latino, or Spanish origin? ['MULTI-RACIAL','OTHER' AND 'REFUSED' ASSIGNED BY RACE ON FILE]	VOL:	Black/African American White/Caucasian Hispanic/Latino Asian/Asian American Pacific Islander Native American/American Indian/Indigenous Middle Eastern/North African Other (Don't know/Refused)	8% 82 12 3 * 4 *
D105. When it comes to politics, do you generally think of yourself as:		Very liberal	11% 16 37 21 15 27% 36
D112. Are you the parent or guardian of a child? Select all that apply.		Yes, of someone under the age of 18	24% 34 46 54%

D200. What is your religious background?	Protestant/Christian Catholic Jewish Muslim Mormon/Latter Day Saints Christian Scientist Other None/Atheist/Agnostic	22 3 * 1 1
D202. [IF PROTESTANT/CHRISTIAN/CATHOLIC/OTHER] Do you consider yourself a born again or evangelical Christian?	Yes No	
D203. When it comes to attending religious services, how often do you attend?	Every week A few times a month About once a month A few times a year Rarely Never	9 4 12 23
VH20. [IF ELIGIBLE TO VOTE IN 2020] Thinking back, in the November 2020 general election for President, who did you vote for? Or did you not vote in that election?	Voted for Democrat Joe Biden	45 4 9
D400. State	AZ	14 14 14 14