



Written by [Gary Benoit](#) on June 30, 2022

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The Right to Life

Roe v. Wade, described as “the law of the land” and “settled law” by its supporters, is now unsettled and uprooted to the point of being overturned. After 49 years and 63 million abortions, the end of *Roe* is a great victory for pro-lifers, many of whom have worked tirelessly for decades to bring about an end to abortion in America.

But June’s *Dobbs v. Jackson Women’s Health Organization* decision, which overturned *Roe*, did not ban abortion. Prior to *Roe*, the states decided their own abortion laws, and with the overturning of *Roe*, states are doing so once again. Some states even enacted pre-*Dobbs*, anti-abortion “trigger laws” that automatically went into effect after the *Dobbs* decision was announced.

In actuality, those states did not need to wait until *Roe* was overturned, since *Roe* was never the “law of the land,” much less “settled law.” As *Dobbs* makes clear, there is no “right” to an abortion in the “penumbra” of the Constitution, the claim undergirding the 1973 *Roe* decision notwithstanding. Moreover, the Supreme Court cannot make law, since it is the judicial, not the legislative, branch of government. *Roe* was a huge unconstitutional usurpation of power, and the states could have — and should have — responded to the judicial overreach by nullifying *Roe*, declaring it null and void within their own state borders.

Roe also violated the right to life, a fundamental principle enshrined in the Declaration of Independence, the birth certificate for the American government that first formed under the Articles of Confederation and later the Constitution. “We hold these truths to be self-evident, that all men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty and the pursuit of Happiness. — That to secure these rights, Governments are instituted among Men, deriving their just powers from the consent of the governed,” the Declaration proclaimed.

Under *Roe*, the government protected the killing of innocent human life in the womb rather than protecting the unborn child’s right to life. In saner times, one might expect the undoing of *Roe* to be universally celebrated. Yet the “pro-choice” crowd practically melted down when the *Dobbs* decision was announced, claiming that the death of *Roe* meant the violation of women’s rights and even the death of many women — ignoring the fact that half the babies killed via abortion are girls.

How can this be explained? At least part of the answer is that the baby in the womb has been dehumanized, just as the Jews during World War II were dehumanized by the Nazis. Jews who perished in the holocaust were “subhuman” according to the Nazi exterminators, and in the abortion holocaust unborn babies are “blobs of tissue.” Tragically, many women who have fallen for the propaganda have gotten one or more abortions as a consequence.

Yet the “blob of tissue” in the mother’s womb is a baby when the mother is planning to have the child rather than have an abortion. The “blob of tissue” is also a baby when the expectant mother miscarries, or when the baby is born prematurely. There are even many examples of when a baby who is aborted survives — proving without question that the womb’s occupant is not a dehumanized “blob of tissue,” but a human being, albeit a very tiny one. The major media ignore the very existence of these abortion survivors because they disprove the media’s “pro-choice” narrative; we tell the heart-wrenching stories of a few of them in our article beginning on page 27.



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There are many other important articles in this “Life After Roe” Special Report from *The New American* magazine. Although there is no way of knowing definitively what the future of abortion will be like in post-*Roe* America, it is our hope that the overturning of *Roe* — a step considered impossible by many pro-life and pro-abortion advocates alike until recently — will mark a turning of the tide in the protection of life. We believe our hope is realistic. And we encourage our readers to become involved in the fight for life.



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