

CACR 2 - AS INTRODUCED

2023 SESSION

23-0106
02/08

CONSTITUTIONAL AMENDMENT

CONCURRENT RESOLUTION **2**

RELATING TO: reproductive freedom.

PROVIDING THAT: all persons have the right to make their own reproductive decisions.

SPONSORS: Rep. Toll, Ches. 15; Rep. Kenney, Straf. 10; Rep. McWilliams, Merr. 30; Rep. Schapiro, Ches. 16; Rep. Levesque, Straf. 4; Rep. Wheeler, Hills. 33; Rep. A. Murray, Hills. 20; Rep. W. Thomas, Hills. 12; Rep. Monteil, Ches. 15; Rep. Filiault, Ches. 7; Sen. Fenton, Dist 10; Sen. Altschiller, Dist 24

COMMITTEE: Judiciary

ANALYSIS

This constitutional amendment concurrent resolution establishes the right of all persons in the state to personal reproductive autonomy.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears ~~[in brackets and struckthrough.]~~
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Three

CONCURRENT RESOLUTION PROPOSING CONSTITUTIONAL AMENDMENT

RELATING TO: reproductive freedom.

PROVIDING THAT: all persons have the right to make their own reproductive decisions.

Be it Resolved by the House of Representatives, the Senate concurring, that the Constitution of New Hampshire be amended as follows:

1 I. That the first part of the constitution be amended by inserting after article 2-b the
2 following new article:

3 [Art.] 2-c. [Reproductive Liberty.] That an individual's right to personal reproductive autonomy
4 is central to the liberty and dignity to determine one's own life course and shall not be denied or
5 infringed unless justified by a compelling state interest achieved by the least restrictive means.

6 II. That the above amendment proposed to the constitution be submitted to the qualified
7 voters of the state at the state general election to be held in November, 2024.

8 III. That the selectmen of all towns, cities, wards and places in the state are directed to
9 insert in their warrants for the said 2024 election an article to the following effect: To decide
10 whether the amendments of the constitution proposed by the 2023 session of the general court shall
11 be approved.

12 IV. That the wording of the question put to the qualified voters shall be:
13 "Are you in favor of amending the first part of the constitution by inserting after article 2-b a new
14 article to read as follows:

15 [Art.] 2-c. [Reproductive Liberty.] That an individual's right to personal reproductive autonomy
16 is central to the liberty and dignity to determine one's own life course and shall not be denied or
17 infringed unless justified by a compelling state interest achieved by the least restrictive means."

18 V. That the secretary of state shall print the question to be submitted on a separate ballot
19 with other constitutional questions or on the official ballot. The ballot containing the question shall
20 include 2 ovals next to the question allowing the voter to vote "Yes" or "No." If no oval is marked, the
21 ballot shall not be counted on the question. The outside of the ballot shall be the same as the regular
22 official ballot except that the words "Questions Relating to Constitutional Amendments proposed by
23 the 2023 General Court" shall be printed in bold type at the top of the ballot.

24 VI. That if the proposed amendment is approved by 2/3 of those voting on the amendment, it
25 becomes effective when the governor proclaims its adoption.

26 VII. Voters' Guide.

27 AT THE PRESENT TIME, the New Hampshire constitution does not provide all
28 persons the right to personal reproductive autonomy.

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- 1 IF THE AMENDMENT IS ADOPTED, the New Hampshire constitution will provide
- 2 all persons with the right to personal reproductive autonomy.