

Senate Joint Resolution 2001 - Introduced

SENATE JOINT RESOLUTION 2001
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SENATE JOINT RESOLUTION

1 A Joint Resolution proposing an amendment to the Constitution
2 of the State of Iowa relating to the right to reproductive
3 care.
4 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. The following amendment to the Constitution of
2 the State of Iowa is proposed:

3 Article I of the Constitution of the State of Iowa is amended
4 by adding the following new section:

5 **Sec. 26. Right to reproductive care.**

6 1. The state shall not deny or interfere with an
7 individual's reproductive freedom and an individual's most
8 private decisions concerning reproductive freedom shall not be
9 infringed. Reproductive freedom includes but is not limited
10 to prenatal care, childbirth, postpartum care, contraception,
11 sterilization, abortion care, miscarriage management, and
12 infertility care. The sovereign state of Iowa affirms
13 and recognizes the right to reproductive freedom to be a
14 fundamental individual right.

15 2. An individual's right to reproductive freedom shall not
16 be denied, burdened, or infringed upon unless justified by a
17 compelling state interest achieved by the least restrictive
18 means. Notwithstanding the provisions of this subsection,
19 the state may regulate the provision of abortion care after
20 fetal viability, provided that under no circumstance shall
21 the state prohibit an abortion that, in the professional
22 judgment of an attending health care professional, is medically
23 indicated to protect the life or physical or mental health of
24 the pregnant individual. For the purposes of this subsection,
25 "fetal viability" means the point in pregnancy when, in the
26 professional judgment of an attending health care professional
27 and based on the particular facts of the case, there is a
28 significant likelihood of sustained survival of the fetus
29 outside the uterus without the application of extraordinary
30 medical measures.

31 **Sec. 2. REFERRAL AND PUBLICATION.** The foregoing proposed
32 amendment to the Constitution of the State of Iowa is referred
33 to the general assembly to be chosen at the next general
34 election for members of the general assembly, and shall be
35 published as provided by law for three consecutive months

1 previous to the date of that election.

2 EXPLANATION

3 The inclusion of this explanation does not constitute agreement with
4 the explanation's substance by the members of the general assembly.

5 This joint resolution proposes an amendment to the
6 Constitution of the State of Iowa relating to the right to
7 reproductive care specifying:

8 1. The state shall not deny or interfere with an
9 individual's reproductive freedom and an individual's most
10 private decisions concerning reproductive freedom shall not be
11 infringed. Reproductive freedom includes but is not limited
12 to prenatal care, childbirth, postpartum care, contraception,
13 sterilization, abortion care, miscarriage management, and
14 infertility care. The sovereign state of Iowa affirms
15 and recognizes the right to reproductive freedom to be a
16 fundamental individual right.

17 2. An individual's right to reproductive freedom shall not
18 be denied, burdened, or infringed upon unless justified by a
19 compelling state interest achieved by the least restrictive
20 means. Notwithstanding the provisions of this subsection,
21 the state may regulate the provision of abortion care after
22 fetal viability, provided that under no circumstance shall
23 the state prohibit an abortion that, in the professional
24 judgment of an attending health care professional, is medically
25 indicated to protect the life or physical or mental health of
26 the pregnant individual. "Fetal viability" is defined as the
27 point in pregnancy when, in the professional judgment of an
28 attending health care professional and based on the particular
29 facts of the case, there is a significant likelihood of
30 sustained survival of the fetus outside the uterus without the
31 application of extraordinary medical measures.

32 The joint resolution, if adopted, would be published and
33 then referred to the next general assembly (91st) for adoption,
34 before being submitted to the electorate for ratification.