



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HOUSE JOINT RESOLUTION

CONSTITUTIONAL AMENDMENT

HC0007

Introduced 2/17/2021, by Rep. Barbara Hernandez

SYNOPSIS AS INTRODUCED:

ILCON Art. I, Sec. 25 new

Proposes to amend the Bill of Rights Article of the Illinois Constitution. Provides that the right to reproductive healthcare is a fundamental right held by all citizens. Further specifies rights concerning reproductive healthcare. Effective upon being declared adopted.

LRB102 11728 RJF 17062 e

1 HOUSE JOINT RESOLUTION
2 CONSTITUTIONAL AMENDMENT

3 RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE
4 HUNDRED SECOND GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE
5 SENATE CONCURRING HEREIN, that there shall be submitted to the
6 electors of the State for adoption or rejection at the general
7 election next occurring at least 6 months after the adoption
8 of this resolution a proposition to amend the Illinois
9 Constitution in Article I by adding Section 25 as follows:

10 ARTICLE I
11 BILL OF RIGHTS

12 (ILCON Art. I, Sec. 25 new)

13 SECTION 25. RIGHT TO REPRODUCTIVE HEALTHCARE

14 (a) The right to reproductive healthcare is a fundamental
15 right held by all citizens.

16 (b) All citizens shall have the following rights
17 concerning reproductive healthcare:

18 (1) Every individual possesses a fundamental right of
19 privacy with respect to personal reproductive decisions.

20 (2) Every individual has the fundamental right to
21 choose or refuse birth control.

22 (3) Every individual has the fundamental right to
23 choose or refuse to receive an abortion.

1 (4) The State shall not deny or interfere with an
2 individual's fundamental right to choose or refuse to
3 receive an abortion.

4 (5) The State shall not discriminate against the
5 exercise of these rights in the regulation or provision of
6 benefits, facilities, services, or information.

7 (6) The State may not deny or interfere with an
8 individual's right to choose to receive an abortion prior
9 to viability of the fetus, or to protect that individual's
10 life or health.

11 (7) Any law of the State relating to abortion shall be
12 valid only if:

13 (A) the law is medically necessary to protect the
14 life or health of the individual terminating the
15 pregnancy;

16 (B) the law is consistent with established medical
17 practice; and

18 (C) of the available alternatives, the law imposes
19 the least restrictions on the individual's right to
20 receive an abortion.

21 (8) If the State provides, directly or by contract,
22 maternity care benefits, services, or information to
23 individuals through any program administered or funded in
24 whole or in part by the State, the State shall also provide
25 individuals otherwise eligible for any such program with
26 substantially equivalent benefits, services, or

1 information to permit them to voluntarily terminate their
2 pregnancies.

3 SCHEDULE

4 This Constitutional Amendment takes effect upon being
5 declared adopted in accordance with Section 7 of the Illinois
6 Constitutional Amendment Act.