

FIRST REGULAR SESSION

SENATE JOINT RESOLUTION NO. 23

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCHROER.

1204S.01I

KRISTINA MARTIN, Secretary

JOINT RESOLUTION

Submitting to the qualified voters of Missouri, an amendment to article I of the Constitution of Missouri, by adding thereto one new section relating to reproductive health care.

Be it resolved by the Senate, the House of Representatives concurring therein:

That at the next general election to be held in the
2 state of Missouri, on Tuesday next following the first Monday
3 in November, 2026, or at a special election to be called by
4 the governor for that purpose, there is hereby submitted to
5 the qualified voters of this state, for adoption or
6 rejection, the following amendment to article I of the
7 Constitution of the state of Missouri:

Section A. Article I, Constitution of Missouri, is amended
2 by adding thereto one new section, to be known as section 36(a),
3 to read as follows:

**Section 36(a). 1. The provisions of this section
2 shall be known and may be cited as the "Reproductive Health
3 Care Protection Act".**

**2. Notwithstanding any provision of section 36 of
5 article I of this Constitution to the contrary, the right to
6 reproductive freedom shall not be construed to include:**

**(1) The performance of gender transition surgeries or
8 the prescription or administration of cross-sex hormones or
9 puberty-blocking drugs for the purpose of gender transition;
10 and**

11 (2) The payment for the performance or inducement, or
12 assistance with the performance or inducement, of abortions
13 by taxpayers, except in cases of medical emergencies.

14 3. Notwithstanding any provision of section 36 of
15 article I of this Constitution to the contrary, the right to
16 reproductive freedom shall not be construed to exempt any
17 person, firm, or corporation from civil liability for
18 medical malpractice, negligence, or wrongful death.

19 4. The general assembly shall have the authority to
20 enact laws to carry out the provisions of this section.

21 5. As used in this section, the following terms mean:

22 (1) "Cross-sex hormones", testosterone, estrogen, or
23 other androgens given to an individual in amounts that are
24 greater or more potent than would normally occur naturally
25 in a healthy individual of the same age and sex, but shall
26 not include hormones used to treat individuals born with a
27 medically-verifiable disorder of sex development or the
28 treatment of any infection, injury, disease, or disorder
29 unrelated to the purpose of gender transition;

30 (2) "Gender transition surgery", a surgical procedure
31 performed for the purpose of assisting an individual with
32 identifying with and living as a gender different from his
33 or her biological sex, but shall not include surgical
34 procedures for individuals born with a medically-verifiable
35 disorder of sex development or the treatment of any
36 infection, injury, disease, or disorder unrelated to the
37 purpose of gender transition;

38 (3) "Medical emergency", a condition which, based on
39 reasonable medical judgment, so complicates the medical
40 condition of a pregnant woman as to necessitate the
41 immediate abortion of her pregnancy to avert the death of
42 the pregnant woman or for which a delay will create a

43 serious risk of substantial and irreversible physical
44 impairment of a major bodily function of the pregnant woman;
45 (4) "Puberty-blocking drugs", gonadotropin-releasing
46 hormone analogues or other synthetic drugs used to stop
47 luteinizing hormone secretion and follicle stimulating
48 hormone secretion, synthetic antiandrogen drugs to block the
49 androgen receptor, or any other drug used to delay or
50 suppress pubertal development in children for the purpose of
51 assisting an individual with a gender transition, but shall
52 not include drugs used to treat individuals born with a
53 medically-verifiable disorder of sex development or the
54 treatment of any infection, injury, disease, or disorder
55 unrelated to the purpose of gender transition.

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