

KANSAS OFFICE of
REVISOR of STATUTES

LEGISLATURE of THE STATE of KANSAS
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MEMORANDUM

To: Chairman Barker
Members of the House Committee on Federal and State Affairs

From: Jason B. Long, Senior Assistant Revisor

Date: January 21, 2020

Subject: HCR 5019 – Value Them Both Amendment to the Constitution of the State of Kansas regarding the right to abortion.

House Concurrent Resolution No. 5019 (HCR 5019) would amend the Bill of Rights of the Constitution of the State of Kansas by adding a new section to the Bill of Rights regarding the regulation of abortion. The new section would state that nothing in the state constitution requires the government to fund abortion and does not create or secure a right to abortion.

The new section would also provide that the people of Kansas, through their elected state legislators, may pass laws regarding abortion. Such laws would remain subject to the United States Constitution's protections of an individual's right to abortion.

As with all concurrent resolutions proposing amendments to the Constitution of the State of Kansas, the resolution must be adopted by a $\frac{2}{3}$ vote in each chamber in order to be presented to the general electorate for approval. If HCR 5019 is adopted by this constitutional majority in both chambers, then it would appear on the election ballot at the primary election held in August of 2020.