

STATE OF SOUTH DAKOTA



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AUG 04 2022

S.D. SEC. OF STATE

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MARK A. VARGO
ATTORNEY GENERAL

CHARLES D. McGUIGAN
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August 4, 2022

Honorable Steve Barnett
Secretary of State
500 E. Capitol
Pierre, SD 57501

Filed this 4th day of
August, 2022
Steve Barnett
SECRETARY OF STATE

RE: Attorney General's Statement (Initiated Constitutional Amendment:
Concerning Abortion)

Dear Secretary Barnett,

Enclosed is a copy of a proposed constitutional amendment, in final form, that the sponsor submitted to this Office. In accordance with state law, I hereby file the enclosed *draft* Attorney General's Statement for the purposes of receiving public comment on the same.

By copy of this letter, I am providing a copy of the *draft* Statement to the sponsor.

Very truly yours,

A handwritten signature in black ink, appearing to read "Mark A. Vargo".

Mark A. Vargo
ATTORNEY GENERAL

MAV/dd
Enc.

Cc/encl: James D. Leach
Reed Holwegner – Legislative Research Council

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BE IT ENACTED BY THE PEOPLE OF SOUTH DAKOTA:

That Article VI of the Constitution of the State of South Dakota be amended by adding a NEW SECTION:

Before the end of the first trimester, the State may not regulate a pregnant woman's abortion decision and its effectuation, which must be left to the judgment of the pregnant woman.

After the end of the first trimester and until the end of the second trimester, the State may regulate the pregnant woman's abortion decision and its effectuation only in ways that are reasonably related to the physical health of the pregnant woman.

After the end of the second trimester, the State may regulate or prohibit abortion, except when abortion is necessary, in the medical judgment of the woman's physician, to preserve the life or health of the pregnant woman.