

Measure 106 amendment text

When approved by voters, the following will be added to the Oregon State Constitution.

SECTION 1. PROHIBITION ON PUBLIC FUNDING FOR ABORTIONS.

The state shall not spend public funds for any abortion, except when medically necessary or as may be required by federal law.

SECTION 2. DEFINITIONS.

As used in this Article:

- (1) "Public funds" means funds and moneys under the control or in the custody of the State of Oregon or any of its political subdivisions or public officials.
- (2) "Abortion" means the purposeful termination of a clinically diagnosed pregnancy of a woman resulting in the death of the human embryo or fetus.
- (3) "Medically necessary" means a condition in which a licensed physician determines that the pregnant woman suffers from a physical disorder, physical injury, or physical illness that would place her in danger of death unless an abortion is performed, including a life-endangering physical condition caused by or arising from the pregnancy itself.

SECTION 3. EXCEPTIONS.

- (1) Public funds may be spent to pay for an abortion when federal law requires states to provide funding for abortions, such as in circumstances including rape or incest, in which case this Article shall be applied consistent with federal law to the extent the federal requirement is found to be constitutional.
- (2) Public funds may be spent to pay for the termination of a clinically diagnosed ectopic pregnancy.

SECTION 4. OTHER PROVISIONS.

Nothing in this Article shall be construed as prohibiting the expenditure of public funds to pay for health insurance as long as such funds are not spent to pay or reimburse for the costs of performing abortions.

