

## House Resolution 5

By: Representatives Scott of the 2<sup>nd</sup>, Byrd of the 20<sup>th</sup>, Everson of the 106<sup>th</sup>, Mills of the 25<sup>th</sup>, Crawford of the 16<sup>th</sup>, and others

## A RESOLUTION

1 Proposing an amendment to the Constitution so as to provide that the paramount right to life  
 2 is vested in each human being from the moment of fertilization without regard to age, race,  
 3 sex, health, function, or condition of dependency; to provide that certain powers are not  
 4 limited by this amendment; to provide for submission of this amendment for ratification or  
 5 rejection; and for other purposes.

6 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article I, Section I of the Constitution is amended by redesignating Paragraph XXIX as  
 9 Paragraph XXX and inserting a new Paragraph XXIX to read as follows:

10 "Paragraph XXIX. *Paramount right to life.* (a) The rights of every person shall be  
 11 recognized, among which in the first place is the right of every innocent human being to  
 12 life. The right to life is the paramount and most fundamental right of a person.

13 (b) With respect to the fundamental and inalienable rights of all persons guaranteed in  
 14 this Constitution, the word 'person' applies to all human beings, irrespective of age, race,  
 15 sex, health, function, or condition of dependency, including unborn children at every state  
 16 of their biological development, including fertilization.

17 (c) Nothing in this Paragraph shall be construed to limit the right of the State of Georgia  
 18 to use capital punishment to enforce the laws of this state.

19 (d) Nothing in this Paragraph shall be construed to limit the right of the State of Georgia  
 20 to allow and regulate the use of advance directives or living wills.

21 (e) Nothing in this Paragraph shall be construed to limit the right of the State of Georgia  
 22 to allow and regulate the use of contraceptives."

23 **SECTION 2.**

24 The above proposed amendment to the Constitution shall be published and submitted as  
 25 provided in Article X, Section I, Paragraph II of the Constitution. The ballot submitting the  
 26 above proposed amendment shall have written or printed thereon the following:

27     " YES   Shall the Constitution of Georgia be amended so as to provide that the  
28                     paramount right to life is vested in each human being from the moment of  
29      NO    fertilization without regard to age, race, sex, health, function, or condition  
30                     of dependency?"

31   All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes."  
32   All persons desiring to vote against ratifying the proposed amendment shall vote "No." If  
33   such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall  
34   become a part of the Constitution of this state.