

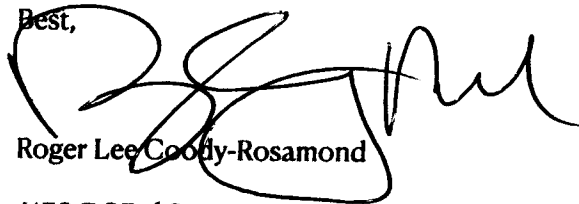
October 24, 2022

The Honorable Brian Bingman
Oklahoma Secretary of State
2300 N. Lincoln Boulevard, Ste. 122
Oklahoma City, Oklahoma 73105-4897

Dear Mr. Secretary:

Please accept for filing the enclosed copy of an initiative petition and suggested ballot title. The Petition requests that a proposed amendment to the Oklahoma Constitution, which would guarantee the Right to Reproductive Freedom, be submitted to the voters at the next Special election.

Best,



Roger Lee Coody-Rosamond

4130 E 23rd St.

Tulsa, OK 74114

Proponent

cc: Oklahoma Attorney General

RECEIVED

OCT 28 2022

OKLAHOMA SECRETARY
OF STATE

IP442, 20828

State Question No. 828, Initiative No. 442

WARNING

IT IS A FELONY TO SIGN AN INITIATIVE OR REFERENDUM PETITION WITH ANY NAME OTHER THAN HIS OWN, OR KNOWINGLY TO SIGN HIS MORE THAN ONCE FOR THE MEASURE, OR TO SIGN SUCH PETITION WHEN HE IS NOT A LEGAL VOTER.

FILED

PETITION FOR REFERENDUM

OCT 31 2022

To the Honorable J. Kevin Stitt, Governor of Oklahoma:

OKLAHOMA SECRETARY OF STATE

We, the undersigned legal voters of the State of Oklahoma, respectfully order that the following proposed amendment to the Constitution shall be submitted to the legal voters of the State of Oklahoma for their approval or rejection at the next special election, to be held on the 7th day of March, 2023 (or at a special election as may be called by the Governor), and each for himself or herself says: I have personally signed this petition; I am a legal voter of the State of Oklahoma; my first name, my last name, my house number, my zip code, my day and month of birth, are correctly written after my name. The time for filing the petition expires ninety (90) days from _____. The question herewith submit to our fellow voters is:

Shall the following proposed new Article II-Section 38 to the constitution be approved?

BE IT ENACTED BY THE PEOPLE OF OKLAHOMA THAT A NEW AMENDMENT ARTICLE II-Section 38 TO THE OKLAHOMA CONSTITUTION BE APPROVED:

**CONSTITUTION OF OKLAHOMA, ARTICLE II-SECTION 38-
RIGHT TO REPRODUCTIVE FREEDOM**

Section 1. Definitions

As used in this article:

- A.) A state interest is “compelling” only if it is for the limited purpose of protecting the health of an individual seeking care, consistent with accepted clinical standards of practice and evidence-based medicine, and does not infringe on that individual’s autonomous decision making.
- B.) “Fetal Viability” refers to the point in pregnancy, in the professional judgment of an attending health care professional and based on the particular facts of the case, there is a significant likelihood of the fetus’s sustained survival outside the uterus without the application of extraordinary medical measures.
- C.) “Individual” refers to anyone 16 years of age and above, the age of consent in Oklahoma, or if under the age of consent, the consent of their legal guardian.
- D.) “Healthcare Professional” refers to any medical staff and physicians that provide reproductive healthcare and are licensed to perform reproductive healthcare services.

Section 2. Right to Reproductive Freedom

A.) Every individual has a fundamental right to reproductive freedom, which entails the right to make and effectuate decisions about all matters relating to pregnancy, including but not limited to prenatal care, childbirth, postpartum care, contraception, sterilization, abortion care, miscarriage management, and infertility care. An individual’s right to reproductive freedom shall not be denied, burdened, nor infringed upon unless justified by a “compelling” state interest achieved by the least restrictive means. Notwithstanding the above, the state may regulate the provision of abortion care after fetal viability,

provided that in no circumstance shall the state prohibit an abortion that, in the professional judgment of an attending healthcare professional, is medically indicated to protect the life or physical or mental health of the pregnant individual.

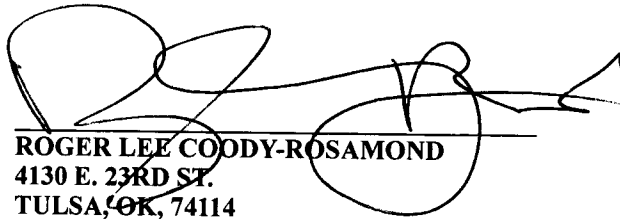
B.) The state shall not discriminate in the protection or enforcement of this fundamental right.

C.) The state shall not penalize, prosecute, or otherwise take adverse action against an individual based upon their actual, potential, perceived, or alleged pregnancy outcomes, including but not limited to miscarriage, stillbirth, or abortion, nor shall the state penalize, prosecute, or otherwise take adverse action against someone aiding or assisting a pregnant individual in exercising their right to reproductive freedom with their voluntary consent. The state shall not penalize, prosecute or otherwise take adverse action against the healthcare professional providing the reproductive health services.


Section 3. Severability

This section shall be self executing. The provisions of this article are severable, and if any part or provision hereof shall be void, invalid, or unconstitutional, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions hereof, and the remaining provisions hereof, shall continue in full force and effect.

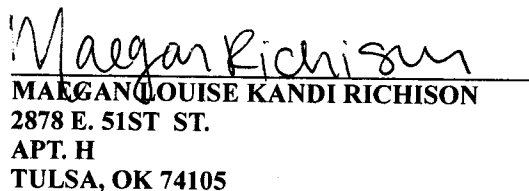
Proponents of Record:



ROGER LEE COODY-ROSAMOND
4130 E. 23RD ST.
TULSA, OK, 74114



RACHEL ANNE TAFOYA
2319 E. 139TH ST S.
BIXBY, OK 74008



MAEGAN LOUISE KANDI RICHISON
2878 E. 51ST ST.
APT. H
TULSA, OK 74105

State Question No. 828, Initiative No. 442

PROPONENT'S PROPOSED BALLOT TITLE

This proposed constitutional amendment would add Article 2 section 38 and establish new individual right to reproductive freedom, including right to make and carry out all decisions about pregnancy, such as prenatal care, childbirth, postpartum care, contraception, sterilization, abortion, miscarriage management, and infertility; Allow state to regulate abortion after fetal viability, but not prohibit if medically needed to protect a patient's life or physical or mental health; Forbid state discrimination in enforcement of this right; Prohibit prosecution of an individual, or a person helping a pregnant individual, for exercising rights established by this amendment; Invalidate state laws conflicting with this amendment.

Shall the proposal be approved?

For the proposal: YES

Against the proposal: NO

A "YES" vote is a vote in favor of this measure. A "NO" vote is a vote against this measure.

FILED
OCT 31 2022
OKLAHOMA SECRETARY
OF STATE

State Question No. 828, Initiative No. 442

PROPONENT'S PROPOSED GIST
TO BE AFFIXED TO EVERY SIGNATURE SHEET FOR SIGNATURES

The gist of the proposition is: This proposed constitutional amendment would add Article2 section 38 and establish new individual right to reproductive freedom, including right to make and carry out all decisions about pregnancy, such as prenatal care, childbirth, postpartum care, contraception, sterilization, abortion, miscarriage management, and infertility; Allow state to regulate abortion after fetal viability, but not prohibit if medically needed to protect a patient's life or physical or mental health; Forbid state discrimination in enforcement of this right; Prohibit prosecution of an individual, or a person helping a pregnant individual, for exercising rights established by this amendment; Invalidate state laws conflicting with this amendment.

FILED
OCT 31 2022
OKLAHOMA SECRETARY
OF STATE

J. Brian Bingman
Secretary of State and
Native American Affairs



J. Kevin Stitt
Governor

OKLAHOMA SECRETARY OF STATE

October 31, 2022

Roger Lee Coody-Rosamond
4130 E. 23rd Street
Tulsa, Oklahoma 74114

Rachel Anne Tafoya
2319 E. 139th St. South
Bixby, Oklahoma 74008

Maegan Louise Kandi Richison
2878 E. 51st Street, Apt. H
Tulsa, Oklahoma 74105

Dear Proponent(s):

This acknowledges receipt of the petition submitted to the Secretary of State office, which has been designated as **State Question Number 828, Initiative Petition Number 442** and filed accordingly this 31st day of October 2022.

Now that the petition has officially been filed for the record, per Title 34 O.S. Section 8, it is the duty of the Secretary of State to cause to be published, a notice of such filing and the apparent sufficiency or insufficiency of the petition, and shall also include notice that any citizen or citizens of the state may file a protest as to the *constitutionality* of the petition, by a written notice to the Supreme Court and to the proponent(s) filing the petition. Any such protest must be filed within ten (10) business days after the publication of the notice.

As soon as the ten (10) business day appeal/protest period has concluded our office will be in contact regarding the next steps in the process.

If we may provide any further assistance or should you have any questions, please do not hesitate to contact our office or me directly.

Thank you,

A handwritten signature in black ink, appearing to read "Amy Canton".

Amy Canton
Director, Executive Legislative Services
405.522.4565 / executivelegislative@sos.ok.gov

J. Brian Bingman
Secretary of State and
Native American Affairs



J. Kevin Stitt
Governor

OKLAHOMA SECRETARY OF STATE

October 31, 2022

Ms. Cindy Shea
Oklahoma Press Service
3601 N. Lincoln
Oklahoma City, Oklahoma 73105

Dear Ms. Shea:

Please find enclosed the following notices for publication.

- Notice of Filing for State Question 828, Initiative Petition 442

Per Title 34 O.S. § 8, the publication must appear in at least one newspaper of general circulation in the State of Oklahoma. Please publish the enclosed notice in *The Oklahoman*, *Tulsa World*, and the *Journal Record* as soon as possible.

Also, upon the completion of publication, please provide our office with the corresponding Affidavits of Publication. Should you have any questions, please do not hesitate to contact our office.

Sincerely,

A handwritten signature in black ink, appearing to read "Amy Canton".

Amy Canton
Director, Executive Legislative Services
Oklahoma Secretary of State Office

NOTICE OF THE FILING OF STATE QUESTION 828, INITIATIVE PETITION 442 AND THE APPARENT SUFFICIENCY THEREOF, AND NOTICE TO CITIZENS OF THE STATE THAT ANY SUCH PROTEST, AS TO THE CONSTITUTIONALITY OF SAID PETITION, MUST BE FILED ACCORDINGLY WITHIN TEN (10) BUSINESS DAYS AFTER THIS NOTICE (Okla. Stat. tit. 34, § 8)

NOTICE is hereby given that on October 31, 2022, State Question 828, Initiative Petition 442 was filed in the Office of the Oklahoma Secretary of State.

NOTICE is also hereby given that State Question 828, Initiative Petition 442 is SUFFICIENT for filing with the Office of the Oklahoma Secretary of State. The official record is available for public view via the Oklahoma Secretary of State website at <https://www.sos.ok.gov/documents/Questions/828.pdf>.

NOTICE is likewise, hereby given, as provided in Title 34 Section 8 of the Oklahoma Statutes, that any citizen or citizens of the state may file a protest as to the constitutionality of said petition, by a written notice to the Supreme Court and to the proponent(s) filing the petition. Any such protest must be filed within ten (10) business days after publication of this notice. Also, a copy of any such protest shall be filed with the Office of the Oklahoma Secretary of State.

Proponents of record for State Question 828, Initiative Petition 442:

Roger Lee Coody-Rosamond
4130 E. 23rd Street
Tulsa, Oklahoma 74114

Rachel Anne Tafoya
2319 E. 139th St. South
Bixby, Oklahoma 74008

Maegan Louise Kandi Richison
2878 E. 51st Street, Apt. H
Tulsa, Oklahoma 74105

J. Brian Bingman
Secretary of State
State of Oklahoma

Oklahoma Press Service

3601 North Lincoln Blvd.
Oklahoma City, OK 73105

Voice: (405) 499-0020 Fax: (405) 499-0048

Monday, November 7, 2022 02:03 PM

Page 1 of 1

Proof of Publication Order Number 22-11-29

I, Landon Cobb, of lawful age, being duly sworn upon oath, deposes and says: That I am the Authorized Agent of OK-JOURNAL RECORD, a Daily newspaper printed and published in the city of OKLAHOMA CITY, county of Oklahoma, and state of Oklahoma, and that the advertisement referred to, a true and printed copy of which is here unto attached, was published in said OK-JOURNAL RECORD in consecutive issues on the following dates-to-wit:

Insertion: 11/4/2022

That said newspaper has been published continuously and uninterruptedly in said county during a period of one-hundred and four consecutive weeks prior to the publication of the attached notice or advertisement; that it has been admitted to the United States mail as second-class mail matter; that it has a general paid circulation, and publishes news of general interest, and otherwise conforms with all of the statutes of the Oklahoma governing legal publications.

PUBLICATION FEE \$44.85

Landon Cobb

(Editor, Publisher or Authorized Agent)

SUBSCRIBED and sworn to me this
7 day of November 2022.

Cindy Shea

(Notary Public)



NOTICE OF THE FILING OF STATE QUESTION 828, INITIATIVE PETITION 442 AND THE APPARENT SUFFICIENCY THEREOF, AND NOTICE TO CITIZENS OF THE STATE THAT ANY SUCH PROTEST, AS TO THE CONSTITUTIONALITY OF SAID PETITION, MUST BE FILED ACCORDINGLY WITHIN TEN (10) BUSINESS DAYS AFTER THIS NOTICE (Okla. Stat. tit. 34, § 8)

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2319 E. 139th St. South Bixby, Oklahoma 74008

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