**South Carolina General Assembly**

124th Session, 2021-2022

**H. 5094**

**STATUS INFORMATION**

Joint Resolution

Sponsors: Reps. Trantham, Burns, Long, Nutt, Haddon, G.R. Smith, Jones, Bennett, Magnuson, Morgan, Chumley, Oremus, Taylor, May and Hixon

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Introduced in the House on March 9, 2022

Currently residing in the House Committee on **Judiciary**

Summary: Constitution - Right to Refuse Medical Treatment

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

3/9/2022 House Introduced and read first time

3/9/2022 House Referred to Committee on **Judiciary** ([House Journal‑page 43](file:///h:\hj\20220309.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=5094&session=124&summary=B) at the website

**VERSIONS OF THIS BILL**

[3/9/2022](file:///p:\pprever\2021-22\5094_20220309.docx)

**A** **JOINT RESOLUTION**

PROPOSING AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF SOUTH CAROLINA, 1895, RELATING TO THE DECLARATION OF RIGHTS UNDER THE STATE CONSTITUTION, BY ADDING SECTION 26 SO AS TO PROVIDE THAT THE RIGHT OF A PERSON TO REFUSE ANY MEDICAL PROCEDURE, TREATMENT, INJECTION, VACCINE, OR PROPHYLACTIC MUST NOT BE QUESTIONED OR INTERFERED WITH IN ANY MANNER, AND EQUALITY OF RIGHTS UNDER THE LAW MUST NOT BE DENIED OR ABRIDGED TO ANY PERSON IN THIS STATE BECAUSE OF THE EXERCISE OF THIS RIGHT.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. It is proposed that Article I of the Constitution of this State be amended by adding:

“Section 26. The right of a person to refuse any medical procedure, treatment, injection, vaccine, or prophylactic must not be questioned or interfered with in any manner. Equality of rights under the law must not be denied or abridged to any person in this State because of the exercise of the right pursuant to this section.”

SECTION 2. The proposed amendment must be submitted to the qualified electors at the next general election for representatives. Ballots must be provided at the various voting precincts with the following words printed or written on the ballot:

“Must Article I of the Constitution of this State, relating to the declaration of rights under the state constitution, be amended by adding Section 26 so as to provide that the right of a person to refuse any medical procedure, treatment, injection, vaccine, or prophylactic must not be questioned or interfered with in any manner, and equality of rights under the law must not be denied or abridged to any person in this State because of the exercise of the right under this section?

Yes 

No 

Those voting in favor of the question shall deposit a ballot with a check or cross mark in the square after the word ‘Yes’, and those voting against the question shall deposit a ballot with a check or cross mark in the square after the word ‘No’.”

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