



"Fundamental Right to Reproductive Freedom" An amendment to the Virginia Constitution on the November 3, 2026 ballot

Abortion is currently legal in Virginia through all nine months of pregnancy, with certain requirements for late term abortion and abortion providers. The vague, sweeping wording of this amendment will very likely:

(1) Remove protections for women

The amendment will make it difficult to enact and enforce reasonable safeguards on who can perform an abortion and where abortions can take place. It could also prevent or deter investigations into coerced abortion or negligence by practitioners.

The amendment adds no new protections for women's health. Virginia law already safeguards care for miscarriage, ectopic pregnancy, and other medical complications. A pregnancy can be ended by early delivery if a woman's health is at risk.

(2) Remove protections for minors

Current Virginia law requires parental consent before a minor receives an abortion, with an exception for judicial bypass when needed. With no age specification, this amendment will remove adult oversight (except for the abortion provider), with minors vulnerable to undue pressure and trafficking. It could also extend to transgender procedures on minors without parental consent.

(3) Allow abortion throughout all nine months anywhere for any reason

Third trimester abortion will no longer need to be performed in a hospital, and only the abortion provider (rather than three physicians) will need to approve it. Infants who can survive outside the womb could be aborted for any reason.

(4) Require taxpayer funding of all abortion

Public funds can currently be used for abortion in Virginia in certain limited circumstances. As a "fundamental right", funding could be extended to cover all abortions for any reason at any time.

The implications from this amendment are beyond what most Virginians favor. The full amendment will not be included on the ballot, only a summary question which omits possible legal outcomes.

Find the actual amendment, ballot language, and more details here --->

<https://www.tfcafl.org/amendment>

