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State Abortion Amendment Election Results for 2024

(Updated November 6, 2024)

Ten states had a total of 11 proposed constitutional amendments regarding abortion on the November 2024 ballot.

The 10 states attempting to protect abortion access, strengthen abortion protections, or enshrine abortion as a state constitutional right were Arizona, Colorado, Florida, Maryland, Missouri, Montana, Nebraska, New York, Nevada, and South Dakota. **Nebraska** was the only state with a pro-life ballot initiative, which competed with the state's pro-abortion initiative.

As of 9 a.m. EST Wednesday, November 6, Nebraska's pro-life measure passed, while the pro-abortion amendments in Florida, Nebraska, and South Dakota failed, and the seven other pro-abortion amendments in Arizona, Colorado, Maryland, Missouri, Montana, and New York all succeeded.

Detailed Results:

Arizona – PASSED

Arizona's pro-abortion [Arizona Abortion Access Act – Proposition 139](#) was passed.

- Projected to win with more than 60% voting in favor.
- The amendment will establish a fundamental right to abortion in virtually all cases up until birth for any reason.
- The amendment will invalidate Arizona's current 15-week abortion ban.

Colorado – **PASSED**

Colorado’s pro-abortion [Right to Abortion Initiative – Initiative 79](#) was passed.

- Projected to win with more than 60% voting in favor.
- The amendment will provide a constitutional right to abortion up until birth for any reason, and a right to health insurance coverage for abortion.
- Abortion, now set to be a constitutional right in Colorado, remains unrestricted and legal at any stage of pregnancy.

Florida – **FAILED**

Florida’s pro-abortion [Amendment 4](#) failed.

- Needing 60% of the vote, the amendment failed with about 57% voting in favor.
- The amendment proposed a constitutional right to abortion in virtually all cases before and after fetal viability. The amendment would have dictated that no law shall prohibit, penalize, delay, or restrict abortion.

Current Law: A 6-week abortion ban with no exceptions except to save the life of the mother remains in effect.

Maryland – **PASSED**

Maryland’s pro-abortion [Senate Bill 798 – Question 1](#) was passed.

- The amendment passed with about 75% voting in favor.
- The amendment will establish that every person in Maryland has a fundamental right to “reproductive freedom” (abortion) and will prohibit the state from denying, burdening, or abridging that right without a compelling state interest. The measure would permit abortion up to birth for any reason.
- Abortion is legal up to the point of fetal viability in Maryland, and will now become unrestricted and legal at any stage of pregnancy.

Missouri – **PASSED**

Missouri's pro-abortion [Amendment 3](#) was passed.

- The amendment passed with about 51% voting in favor.
- The amendment will provide the right for “reproductive health care, including abortion.” The amendment would permit abortion up to birth for any reason.
- The amendment nullifies the state's near-total abortion.

Montana – **PASSED**

Montana's pro-abortion [Constitutional Initiative 128 - Ballot Issue 14](#) was passed.

- The amendment passed with about 57% voting in favor.
- The amendment will provide a right to abortion and prohibit the government from denying or burdening the right to abortion virtually in all cases before and after fetal viability.
- Abortion is legal up to the point of fetal viability in Montana, and will now become unrestricted and legal at any stage of pregnancy.

Nebraska – **FAILED**

Nebraska's pro-abortion [Protect the Right to Abortion – Initiative 439](#) was rejected.

- The amendment failed with about 51% voting against it.
- The amendment proposed to provide the fundamental right to abortion without interference from the state in virtually all cases before and after fetal viability.

PASSED

Nebraska's pro-life [Protect Women and Children Initiative – Initiative 434](#) passed.

- The amendment passed with about 55% voting in favor.
- The amendment enshrines current Nebraska law protecting unborn children after the first trimester (12 weeks) except in a medical emergency or in a pregnancy resulting from rape or incest.

Nevada **PASSED**

Nevada's pro-abortion [Question 6](#) was passed.

- The amendment passed with about 63% voting in favor.
- The amendment proposes to provide the fundamental right to abortion in virtually all cases before and after fetal viability. The amendment would also prohibit the government from denying, burdening, or infringing the right to abortion without a compelling state interest.

Pathway to ratification or rejection: The amendment must be approved by a simple majority vote in two consecutive election cycles. Since a simple majority of Nevadans voted “yes” in 2024, a second simple majority voting “yes” in 2026 will amend the Nevada constitution. A simple majority voting “no” in 2026 rejects the amendment.

Current Law: Abortion is legal up to the point of fetal viability.

New York – **PASSED**

New York's pro-abortion [Equal Protection of Law Amendment – Proposal 1](#) passed.

- The amendment passed with about 63% voting in favor.
- The amendment will establish equality under the law and that a person cannot be discriminated against based on “ethnicity, national origin, age, disability, creed, or religion, or sex, including sexual orientation, gender identity, gender expression, pregnancy, pregnancy outcomes, and reproductive healthcare and autonomy.” The measure would likely codify abortion up to birth for any reason.

Current Law: Abortion is legal up to the point of fetal viability.

South Dakota – **FAILED**

South Dakota's pro-abortion [Amendment G](#) failed.

- The amendment failed with about 60% voting against it.
- The amendment proposed to provide a constitutional right to abortion in the first trimester and to provide a legal framework to regulate abortion after the first trimester.

Current Law: Near-total abortion ban with an exception to preserve the life of the mother remains in effect.