

**IN THE SUPREME COURT OF THE STATE OF IDAHO**

IDAHOANS UNITED FOR WOMEN  
AND FAMILIES,

Petitioner,

vs.

RAÚL R. LABRADOR, in his official  
capacity as the Idaho Attorney General;  
PHIL MCGRANE, in his official capacity  
as the Idaho Secretary of State; LORI  
WOLFF, in her official capacity as the  
Administrator of the Idaho Division of  
Financial Management; and the IDAHO  
DIVISION OF FINANCIAL  
MANAGEMENT,

Respondents.

**Docket No. 52636-2025**

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**DECLARATION OF NICOLE FITZGERALD**

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RAÚL R. LABRADOR  
ATTORNEY GENERAL

Alan M. Hurst, ISB #12425  
Solicitor General

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Michael A. Zarian, ISB #12418  
Deputy Solicitor General

Sean M. Corkery, ISB #12350  
Assistant Solicitor General

*Attorneys for Respondents*

I, Nicole Fitzgerald, hereby declare and swear as follows:

1. I serve as the Chief Deputy Secretary of State in The Idaho Secretary of State's Office.
2. I assisted the Secretary of State in performing his duties under Idaho Code §§ 34-1809 and 34-1812 with regards to the initiative petitions at issue in this case.
3. Attached as exhibit A is a true and correct copy of a September 16, 2024 email from me to Idahoans United transmitting the certificates of review and fiscal impact statements for each of the original four initiative petitions.
4. Attached as exhibit B is a true and correct copy of a November 1, 2024 letter from Idahoans United to the Secretary of State withdrawing its October 3, 2024 request for an updated fiscal impact statement.
5. Attached as exhibit C is a true and correct copy of a November 5, 2024 email from me to Rob McQuade, forwarding an email from Greg Piepmeyer regarding his conversation with an Idahoans United representative.

\* \* \* \* \*

I declare that the foregoing is true and correct to the best of my knowledge, information and belief.

DATED: March 3, 2025.

By:   
NICOLE FITZGERALD  
Chief Deputy Secretary of State

## CERTIFICATE OF SERVICE

I certify that on March 4, 2025, I filed the foregoing electronically through the iCourt E-File system, which caused the following parties or counsel to be served by electronic means, as more fully reflected on the Notification of Service:

Jennifer M. Jensen  
jmjensen@hollandhart.com

Anne Henderson Haws  
ahhaws@hollandhart.com

*Attorneys for Petitioner*

/s/ Alan M. Hurst  
Alan M. Hurst

**From:** [Nicole Fitzgerald](#)  
**To:** [melanie@readytoscrap.com](mailto:melanie@readytoscrap.com)  
**Bcc:** [Rob McQuade](#); [Jair Carrero](#)  
**Subject:** Certificate of Review & Fiscal Impact Statement  
**Date:** Monday, September 16, 2024 4:49:00 PM  
**Attachments:** [image001.png](#)  
[image002.png](#)  
[8 - Certificate of Review \(Under Certain Circumstances\).pdf](#)  
[8 - Certificate of Review \(24 weeks\).pdf](#)  
[8 - Certificate of Review \(20 Weeks\).pdf](#)  
[8 - Certificate of Review \(Fetal Viability\).pdf](#)  
[SOS Letter re Certificates of Review and Fiscal Impact Statements.pdf](#)  
[7 - DFM - Fiscal Impact Response.pdf](#)  
[7 - DFM - Fiscal Impact Response.pdf](#)  
[7 - DFM - Fiscal Impact Response.pdf](#)  
[7 - DFM - Fiscal Impact Response.pdf](#)

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Good afternoon Ms. Folwell,

Please find attached the four certificates of review and four fiscal impact statements for the four proposed initiatives, each entitled the “Reproductive Freedom and Privacy Act.” You will also receive a hard copy of the attached documents via mail.





Warm Regards,



Nicole Fitzgerald  
**Chief Deputy Secretary of State**  
Office of the Idaho Secretary of State  
Direct: (208) 332-2862  
Email: [nfitzgerald@sos.idaho.gov](mailto:nfitzgerald@sos.idaho.gov)  
700 W Jefferson St, E205

**VOTE IDAHO**



 @idahoansunited  
 idahoansunited.com  
 melanie@iduwf.org  
 PO Box 6902, Boise, ID 83707

November 1, 2024

Phil McGrane  
Secretary of State  
Idaho Secretary of State's Office  
700 W Jefferson St, Room E205  
Boise, ID 83702

Dear Secretary McGrane,

I am writing to formally request the withdrawal of our request for an updated fiscal impact statement related to the Reproductive Freedom and Privacy Act previously requested on October 4, 2024.

If any additional information is required to complete this withdrawal, please feel free to contact me directly.

Thank you for your attention to this matter.

Sincerely,

Melanie Folwell  
*Executive Director*  
*Idahoans United for Women & Families*



**From:** [Nicole Fitzgerald](#)  
**To:** [Rob McQuade](#)  
**Subject:** FW: [External] ballot initiative  
**Date:** Tuesday, November 5, 2024 3:21:28 PM

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FYI

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**From:** Greg Piepmeyer <Greg.Piepmeyer@dfm.idaho.gov>  
**Sent:** Tuesday, November 5, 2024 3:12 PM  
**To:** Nicole Fitzgerald <nfitzgerald@sos.idaho.gov>  
**Subject:** [External] ballot initiative

Dear Nicole,

Lori indicated that the Women's and Children's Alliance pulled back their second take on the "Reproductive Freedom and Privacy Act". Colin Nash (representing them, after speaking with Alex Adams at DHW) had been by to talk with me and had indicated that the rewording they'd attempted didn't seem to be bringing about the spot-on \$0 fiscal impact they were desiring. I had indicated that de minimus would be reasonable in the DHW Medicaid budget, but that there was evidence that there would be (very small, but reoccurring) cases which would need to be paid by the state.

Greg

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