

2007 SENATE JOINT RESOLUTION 99

March 5, 2008 – Introduced by Senators KANAVAS and A. LASEE, cosponsored by Representatives VUKMIR, LEMAHIEU, STRACHOTA, MURTHA, MONTGOMERY, GUNDERSON, NASS, VOS, LOTHIAN, F. LASEE, NYGREN, KRAMER, ZIPPERER, FRISKE, SUDER, PRIDEMORE, MURSAU, HONADEL, TAUCHEN, MOULTON, M. WILLIAMS and ALBERS. Referred to Committee on Health, Human Services, Insurance, and Job Creation.

1 **To create** section 27 of article I of the constitution; **relating to:** the right of the
 2 people to contract privately for health care services and health care coverage
 3 and prohibiting requiring a person to participate in a state–sponsored health
 4 care system or plan (first consideration).

Analysis by the Legislative Reference Bureau

This proposed constitutional amendment, proposed to the 2007 legislature on first consideration, provides that the people have the right to enter into private contracts with health care providers for health care services and to purchase private health care coverage, and prohibits enactment of any law that requires any person to participate in any state–sponsored health care system or plan.

A constitutional amendment requires adoption by two successive legislatures, and ratification by the people, before it can become effective.

5 **Resolved by the senate, the assembly concurring, That:**
 6 **SECTION 1.** Section 27 of article I of the constitution is created to read:
 7 [Article I] Section 27 The people have the right to enter into private contracts
 8 with health care providers for health care services and to purchase private health

1 care coverage. The legislature may not require any person to participate in any
2 state-sponsored health care system or plan.

3 **SECTION 2. Numbering of new provision.** The new section 27 of article I of
4 the constitution created in this joint resolution shall be designated by the next higher
5 open whole section number in that article if, before the ratification by the people of
6 the amendment proposed in this joint resolution, any other ratified amendment has
7 created a section 27 of article I of the constitution of this state. If one or more joint
8 resolutions create a section 27 of article I simultaneously with the ratification by the
9 people of the amendment proposed in this joint resolution, the sections created shall
10 be numbered and placed in a sequence so that the sections created by the joint
11 resolution having the lowest enrolled joint resolution number have the numbers
12 designated in that joint resolution and the sections created by the other joint
13 resolutions have numbers that are in the same ascending order as are the numbers
14 of the enrolled joint resolutions creating the sections.

15 ***Be it further resolved, That*** this proposed amendment be referred to the
16 legislature to be chosen at the next general election and that it be published for 3
17 months previous to the time of holding such election.

18 (END)