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LEGISLATIVE ACTION

| Senate | . | House |
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| | . | |
| Floor: 3/AD/2R | . | Floor: SA3/C |
| 04/28/2010 12:13 PM | . | 04/30/2010 11:47 AM |
| | . | |

Senators Baker and Negrón moved the following:

Senate Amendment (with title amendment)

Between lines 3616 and 3617
insert:

Section 98. (1) It is hereby declared the public policy of this state that a federal, state, or local government may not compel a person to purchase health insurance or health services, except as a condition of:

- (a) Public employment;
- (b) Voluntary participation in a state or local benefit;
- (c) Operating a dangerous instrumentality;
- (d) Undertaking an occupation having a risk of occupational injury or illness; or



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14 (e) An order of child support.

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16 A federal, state, or local government may also compel a person
17 to purchase health services in the case of an actual emergency
18 declared by the Governor when the public health is immediately
19 endangered.

20 (2) This section does not prohibit collection of debts
21 lawfully incurred for health insurance or health services.

22 (3) The Attorney General may implement or otherwise
23 advocate the public policy described in this section in any
24 state or federal court or administrative forum on behalf of one
25 or more persons within the state whose constitutional rights may
26 be subject to infringement by an Act of Congress with respect to
27 health insurance coverage, or subject to the implementation of a
28 federal legislative program relating to or impacting the rights
29 or interests of persons with respect to health insurance
30 coverage.

31
32 ===== T I T L E A M E N D M E N T =====

33 And the title is amended as follows:

34 Delete line 272

35 and insert:

36 cross-references; revising a reference; providing a
37 statement of public policy protecting persons from
38 government compulsion relating to purchasing health
39 insurance coverage; preserving the right to collect
40 certain debts incurred for health insurance or health
41 services; authorizing the Attorney General to
42 implement or advocate such public policy in federal or



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state court or administrative forums on behalf of
certain persons; providing an effective