

HOUSE JOINT RESOLUTION NO. 35(fld H)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SIXTH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVES KELLY, KELLER, PEGGY WILSON, AND GATTO, Ramras, Tammie Wilson, Stoltze, Lynn, Neuman, Johnson, Olson

**Amended: 4/15/10
Introduced: 1/19/10**

A RESOLUTION

1 **Proposing amendments to the Constitution of the State of Alaska prohibiting passage of**
2 **laws that interfere with direct payments for health care services and the right to**
3 **purchase health care insurance from a privately owned company, and that compel a**
4 **person to participate in a health care system.**

5 **BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

6 * **Section 1.** Article I, sec. 15, Constitution of the State of Alaska, is amended to read:

7 **Section 15. Prohibited State Action.** (a) No bill of attainder or ex post facto
8 law shall be passed. No law impairing the obligation of contracts, and no law making
9 any irrevocable grant of special privileges or immunities shall be passed. No
10 conviction shall work corruption of blood or forfeiture of estate.

11 * **Sec. 2.** Article I, sec. 15, Constitution of the State of Alaska, is amended by adding a new
12 subsection to read:

13 (b) No law shall be passed that prohibits a person from or that penalizes a
14 person for making direct payment to a health care provider for tendering health care
15 services, or that prohibits or penalizes the purchase of health care insurance from a

1 privately owned health care insurance company. Except for a health care system that
2 provides indemnity and medical benefits to injured workers, no law shall be passed
3 that compels a person, employer, or health care provider to participate in a health care
4 system or that penalizes a person, employer, or health care provider for declining to
5 participate in a health care system.

6 * **Sec. 3.** The amendments proposed by this resolution shall be placed before the voters of
7 the state at the next general election in conformity with art. XIII, sec. 1, Constitution of the
8 State of Alaska, and the election laws of the state.