

1 SB233
2 114587-2
3 By Senators Beason, Glover, Erwin, Smith, Sanford, Brooks,
4 Holley, and Pittman (Constitutional Amendment)
5 RFD: Health
6 First Read: 14-JAN-10

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4 ENGROSSED

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7 A BILL
8 TO BE ENTITLED
9 AN ACT

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11 To propose an amendment to the Constitution of
12 Alabama of 1901, to prohibit mandatory participation in any
13 health care system.

14 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

15 Section 1. The following amendment to the
16 Constitution of Alabama of 1901, as amended, is proposed and
17 shall become valid as a part thereof when approved by a
18 majority of the qualified electors voting thereon and in
19 accordance with Sections 284, 285, and 287 of the Constitution
20 of Alabama of 1901, as amended:

21 PROPOSED AMENDMENT

22 (a) In order to preserve the freedom of all
23 residents of Alabama to provide for their own health care, a
24 law or rule shall not compel, directly or indirectly, any
25 person, employer, or health care provider to participate in
26 any health care system.

1 (b) A person or employer may pay directly for health
2 care services and shall not be required to pay penalties or
3 fines for paying directly for lawful health care services. A
4 health care provider may accept direct payment for lawful
5 health care services and shall not be required to pay
6 penalties or fines for accepting direct payment from a person
7 or employer for lawful health care services.

8 (c) The purchase or sale of health insurance in
9 private health care systems shall not be prohibited by law or
10 rule.

11 Section 2. An election upon the proposed amendment
12 shall be held on July 31, 2010, and shall be held in
13 accordance with Sections 284 and 285 of the Constitution of
14 Alabama of 1901, now appearing as Sections 284 and 285 of the
15 Official Recompilation of the Constitution of Alabama of 1901,
16 as amended, and the election laws of this state.

17 Section 3. The appropriate election official shall
18 assign a ballot number for the proposed constitutional
19 amendment on the election ballot and shall set forth the
20 following description of the substance or subject matter of
21 the proposed constitutional amendment:

22 "Proposing an amendment to the Constitution of
23 Alabama of 1901, to prohibit any person, employer, or health
24 care provider from being compelled to participate in any
25 health care system.

26 "Proposed by Act _____."

1 This description shall be followed by the following
2 language:
3 "Yes () No ()."

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Senate

Read for the first time and referred to the Senate committee on Health	14-JAN-10
Read for the second time and placed on the calen- dar	02-FEB-10
Read for the third time and passed as amended ...	01-APR-10

Yeas 23
Nays 8

McDowell Lee
Secretary