

Regular Session, 2010

HOUSE BILL NO. 1474 (Substitute for House Bill No. 1191 by Representative Talbot)

BY REPRESENTATIVES TALBOT, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CONNICK, FOIL, GREENE, GUINN, HAZEL, HENRY, HOFFMANN, HUTTER, KLECKLEY, LABRUZZO, LAMBERT, LIGI, LOPINTO, LORUSSO, MONICA, PEARSON, POPE, PUGH, RICHARDSON, SCHRODER, SIMON, SMILEY, JANE SMITH, TEMPLET, AND WOOTON AND SENATOR WALSWORTH

1 AN ACT

2 To enact R.S. 22:1016, relative to the sale and purchase of health insurance coverage; to
3 provide for public policy; to prohibit any resident of this state from being required
4 to purchase health insurance coverage; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 22:1016 is hereby enacted to read as follows:

7 §1016. Choice in obtaining health insurance coverage

8 A. It is hereby declared that the public policy of this state, consistent with
9 our constitutionally recognized and inalienable right of liberty, is that every person
10 within this state is and shall be free from governmental intrusion in choosing or
11 declining to choose any mode of securing health insurance coverage without penalty
12 or threat of penalty.

13 B. No resident of this state, regardless of whether he has or is eligible for
14 health insurance coverage under any policy or program provided by or through his
15 employer, or a plan sponsored by the state or the federal government, shall be
16 required to obtain or maintain a policy of individual health insurance coverage. The
17 state shall not impose a penalty or fee on any resident of the state for failure to obtain
18 or maintain health insurance coverage.

1 C. No provision in this Section shall be interpreted or held to supercede any
2 provision of the Patient Protection and Affordable Care Act of 2010, P.L. 111-148
3 or any other federal law.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____