

# State of South Dakota

EIGHTY-FIFTH SESSION  
LEGISLATIVE ASSEMBLY, 2010

490R0313

## HOUSE JOINT RESOLUTION NO. 1001

Introduced by: Representatives Jensen, Bolin, Brunner, Curd, Greenfield, Kirkeby, Kopp, Lederman, Moser, Novstrup (David), Russell, and Steele and Senators Maher, Abdallah, Novstrup (Al), and Schmidt

1 A JOINT RESOLUTION, Proposing and submitting to the electors at the next general election  
2 a new section to Article XXI of the Constitution of the State of South Dakota, relating to  
3 freedom of choice in health care.

4 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF SOUTH  
5 DAKOTA, THE SENATE CONCURRING THEREIN:

6 Section 1. That at the next general election held in the state, the following amendment to  
7 Article XXI of the Constitution of the State of South Dakota, as set forth in section 2 of this  
8 Joint Resolution, which is hereby agreed to, shall be submitted to the electors of the state for  
9 approval.

10 Section 2. That Article XXI of the Constitution of the State of South Dakota, be amended  
11 by adding a NEW SECTION to read as follows:

12 § 10. The Legislature may not enact a law that restricts an individual's freedom of choice of  
13 private health care systems or private plans of any type; a law that interferes with a person's right  
14 to pay directly for lawful medical services; or a law that imposes a penalty or fine of any type



- 1 for choosing to obtain or decline health care coverage or for participation in any particular
- 2 health care system or plan.