

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.C.R. 2014

(Reference to printed resolution)

1 Page 1, line 1, strike "\_\_\_\_\_" insert "House of Representatives"

2 Line 2, strike "\_\_\_\_\_" insert "Senate"

3 Strike lines 3 through 19, insert:

4 "1. Article XXVII, Constitution of Arizona, is proposed to be amended  
5 by adding section 2 as follows if approved by the voters and on proclamation  
6 of the Governor:

7 2. Health care: definitions

8 SECTION 2. A. TO PRESERVE THE FREEDOM OF ARIZONANS TO  
9 PROVIDE FOR THEIR HEALTH CARE, A LAW OR RULE SHALL NOT:

10 1. DIRECTLY OR INDIRECTLY COMPEL ANY PERSON OR EMPLOYER TO  
11 PARTICIPATE IN ANY HEALTH CARE SYSTEM.

12 2. IMPOSE ANY PENALTIES OR FINES, DIRECTLY OR INDIRECTLY,  
13 ON THE DIRECT PURCHASE OR DIRECT PROVISION OF LAWFUL HEALTH CARE  
14 SERVICES BY HEALTH CARE PROVIDERS WHO ARE AUTHORIZED BY LAW TO  
15 PROVIDE THOSE SERVICES.

16 3. PROHIBIT THE PURCHASE OR SALE OF PRIVATE HEALTH  
17 INSURANCE COVERAGE.

18 B. THIS SECTION DOES NOT OBLIGATE ANY HEALTH CARE PROVIDER  
19 TO PERFORM OR ANY HEALTH CARE SYSTEM TO PROVIDE COVERAGE FOR ALL  
20 LAWFUL HEALTH CARE SERVICES. THE TERMS OR CONDITIONS OF ANY  
21 HEALTH CARE SYSTEM, TO THE EXTENT THAT THE TERMS OR CONDITIONS DO  
22 NOT HAVE THE EFFECT OF PUNISHING A PERSON FOR THE DIRECT PURCHASE  
23 OF OR PROVISION OF LAWFUL HEALTH CARE SERVICES, SHALL NOT BE  
24 AFFECTED.

25 C. FOR THE PURPOSES OF THIS SECTION:

26 1. "DIRECT PURCHASE" MEANS PAYMENT FOR LAWFUL HEALTH CARE  
27 SERVICES WITHOUT A THIRD PARTY, PRIVATE OR PUBLIC, PAYING FOR ANY  
28 PORTION OF THE SERVICE.

1                   2. "HEALTH CARE SYSTEM" MEANS ANY PUBLIC OR PRIVATE ENTITY  
2 WHOSE FUNCTION OR PURPOSE IS THE MANAGEMENT OF, PROCESSING OF,  
3 ENROLLMENT OF INDIVIDUALS FOR OR PAYMENT FOR HEALTH CARE SERVICES  
4 OR HEALTH CARE DATA OR INFORMATION FOR ITS PARTICIPANTS.

5                   3. "PENALTIES OR FINES" MEANS ANY CIVIL OR CRIMINAL  
6 PENALTY OR FINE, TAX, SALARY OR WAGE WITHHOLDING OR SURCHARGE OR  
7 ANY NAMED FEE WITH A SIMILAR EFFECT ESTABLISHED BY LAW OR RULE BY  
8 A GOVERNMENT ESTABLISHED, CREATED OR CONTROLLED AGENCY THAT IS  
9 USED TO PUNISH OR DISCOURAGE THE DIRECT PURCHASE OR PROVISION OF  
10 LAWFUL MEDICAL SERVICES OR PARTICIPATION OR NONPARTICIPATION IN  
11 ANY HEALTH CARE SYSTEM.

12               2. The article heading of article XXVII, Constitution of Arizona, is  
13 proposed to be changed as follows if approved by the voters and on  
14 proclamation of the Governor:

15                   The article heading of article XXVII, Constitution of  
16 Arizona, is changed from "REGULATION OF PUBLIC HEALTH, SAFETY AND  
17 WELFARE" to "REGULATION OF HEALTH, SAFETY AND WELFARE".

18               Renumber to conform

19               Amend title to conform

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hcr2014nb  
3/2/2009  
1:11 PM  
C: mjh