

**HOUSE JOINT RESOLUTION NO. 35**

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**

**Introduced: 1/19/10**

**Referred: Health and Social Services, Judiciary, Finance**

**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.