

## SENATE JOINT RESOLUTION NO. SJ0002

Health care freedom.

Sponsored by: Senator(s) Nutting, Case, Driskill and  
Jennings and Representative(s) Brechtel,  
Gay, Jaggi and Kroeker

A BILL

for

1 A JOINT RESOLUTION proposing to amend the Wyoming  
2 Constitution by creating a new section providing that the  
3 right to make health care decisions is reserved to the  
4 citizens of the state of Wyoming, providing for direct  
5 payments to health care providers, allowing the legislature  
6 to establish restrictions and requiring the state of  
7 Wyoming to protect health care rights from undue  
8 governmental infringement.

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10 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF WYOMING,  
11 two-thirds of all the members of the two houses, voting  
12 separately, concurring therein:

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14 **Section 1.** The following proposal to amend Wyoming  
15 Constitution, Article 1, by creating a new Section 38 is

1 proposed for submission to the electors of the State of  
2 Wyoming at the next general election for approval or  
3 rejection to become valid as a part of the Constitution if  
4 ratified by a majority of the electors at the election:

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6 **Article 1, Section 38. Right of health care access.**

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8 (a) Each competent adult shall have the right to make  
9 his or her own health care decisions. The parent, guardian  
10 or legal representative of any other natural person shall  
11 have the right to make health care decisions for that  
12 person.

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14 (b) Any person may pay, and a health care provider  
15 may accept, direct payment for health care without  
16 imposition of penalties or fines for doing so.

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18 (c) The legislature may determine reasonable and  
19 necessary restrictions on the rights granted under this  
20 section to protect the health and general welfare of the  
21 people or to accomplish the other purposes set forth in the  
22 Wyoming Constitution.

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(d) The state of Wyoming shall act to preserve these rights from undue governmental infringement.

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4           **Section 2.** That the Secretary of State shall endorse  
5   the following statement on the proposed amendment:

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7 The adoption of this amendment will provide that the right  
8 to make health care decisions is reserved to the citizens  
9 of the state of Wyoming. It permits any person to pay and  
10 any health care provider to receive direct payment for  
11 services. The amendment permits the legislature to place  
12 reasonable and necessary restrictions on health care  
13 consistent with the purposes of the Wyoming Constitution  
14 and provides that this state shall act to preserve these  
15 rights from undue governmental infringement.

16

17 (END)