62nd Legislature SB0418.01

1	SENATE BILL NO. 418
2	INTRODUCED BY A. WITTICH
3	
4	A BILL FOR AN ACT ENTITLED: "AN ACT PROHIBITING THE STATE OR FEDERAL GOVERNMENT FROM
5	MANDATING THE PURCHASE OF HEALTH INSURANCE COVERAGE OR IMPOSING PENALTIES FOR
6	DECISIONS RELATED TO THE PURCHASE OF HEALTH INSURANCE COVERAGE; PROVIDING THAT THE
7	PROPOSED ACT BE SUBMITTED TO THE QUALIFIED ELECTORS OF MONTANA; AND PROVIDING AN
8	EFFECTIVE DATE."
9	
10	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11	
12	NEW SECTION. Section 1. Short title. [Sections 1 and 2] may be cited as the "Montana Health Care
13	Freedom Act".
14	
15	NEW SECTION. Section 2. Health insurance purchase mandate prohibited exceptions. (1) The
16	state or federal government may not:
17	(a) mandate or require a person or entity to purchase health insurance coverage as defined in 33-22-140;
18	or
19	(b) impose a penalty, tax, fee, or fine of any type if a person or entity declines to purchase health
20	insurance coverage.
21	(2) This section does not apply to a requirement to purchase health insurance coverage that is imposed
22	by:
23	(a) a court when an individual or entity is a named party in a judicial dispute; or
24	(b) the department of public health and human services as part of a child support enforcement action.
25	
26	NEW SECTION. Section 3. Codification instruction. [Sections 1 and 2] are intended to be codified
27	as an integral part of Title 50, chapter 4, and the provisions of Title 50, chapter 4, apply to [sections 1 and 2].
28	
29	NEW SECTION. Section 4. Effective date. If approved by the electorate, [this act] is effective January
30	1, 2013.

62nd Legislature SB0418.01

NEW	SECTION. Section 5. Submission to electorate. [This act] shall be submitted to the qualified	
electors of Montana at the general election to be held in November 2012 by printing on the ballot the full title of		
[this act] and the following:		
[]	FOR prohibiting the state or federal government from mandating the purchase of health	
	insurance or imposing penalties for decisions related to purchasing health insurance.	
[]	AGAINST prohibiting the state or federal government from mandating the purchase of health	
	insurance or imposing penalties for decisions related to purchasing health insurance.	

- END -

