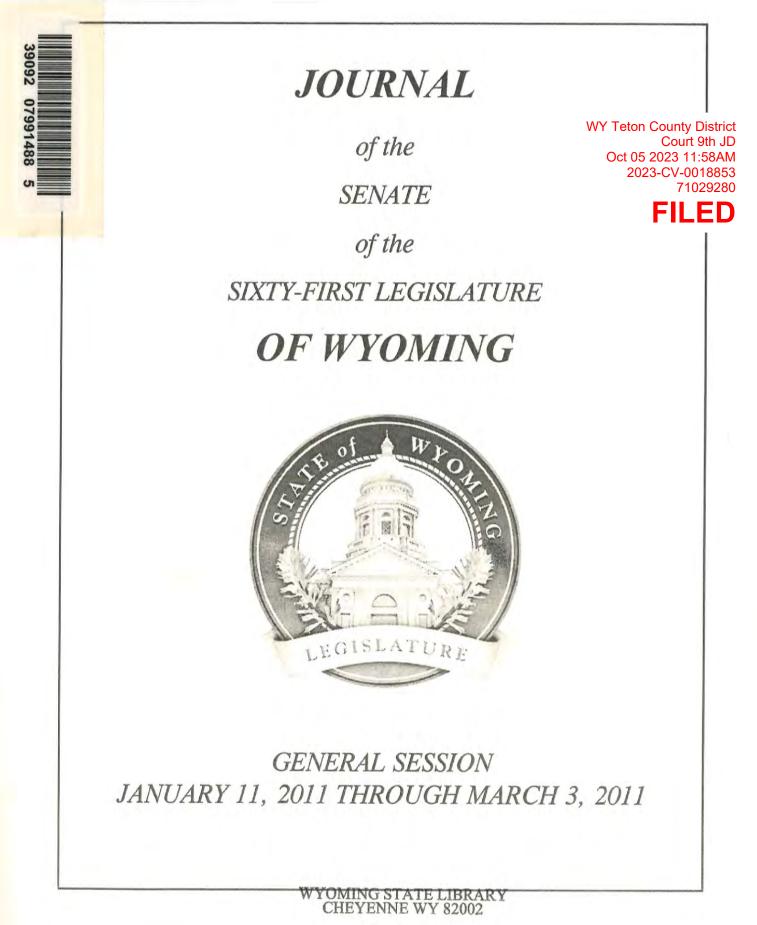
WyDocs LE 1.4/2:2011/Senate



JUN 1 3 2011

**Exhibit** C

Nays: Senator(s) Case, Emerich, Esquibel, F., Nicholas, P., Rothfuss, Schiffer and Von Flatern

Ayes 23 Nays 7 Excused 0 Absent 0 Conflicts 0

2/7/2011 H Received for Introduction

2/7/2011 H Introduced and Referred to H06

2/16/2011 H06 Recommended Do Pass

## ROLL CALL

Ayes: Representative(s) Bonner, Botten, Davison, Jaggi, McKim, McOmie, Petroff and Shepperson

Nays: Representative(s) Connolly

Ayes 8 Nays 1 Excused 0 Absent 0 Conflicts 0

2/16/2011 H Placed on General File

2/24/2011 H Passed CoW

2/25/2011 H Passed 2nd Reading

2/28/2011 H Passed 3rd Reading

## ROLL CALL

Ayes: Representative(s) Barbuto, Berger, Blake, Blikre, Bonner, Botten, Brechtel, Brown, Buchanan, Burkhart, Campbell, Cannady, Childers, Craft, Davison, Edmonds, Eklund, Esquibel, K., Freeman, Gay, Gingery, Goggles, Greear, Greene, Harshman, Harvey, Hunt, Illoway, Jaggi, Kasperik, Kroeker, Krone, Lockhart, Loucks, Lubnau, Madden, McKim, McOmie, Miller, Moniz, Nicholas, B., Peasley, Petersen, Petroff, Quarberg, Roscoe, Semlek, Shepperson, Steward, Stubson, Teeters, Throne, Vranish, Wallis, Zwonitzer, Dn. and Zwonitzer, Dv.

Nays: Representative(s) Byrd, Connolly and Patton Excused: Representative(s) Pederson

Ayes 56 Nays 3 Excused 1 Absent 0 Conflicts 0

 2/28/2011
 Assigned Number SEJR No. 0003

 2/28/2011
 S President Signed SEJR No. 0003

 3/1/2011
 H Speaker Signed SEJR No. 0003

 3/3/2011
 Governor Signed SEJR No. 0003

# S.J. No. 0002 Health care freedom.

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

A JOINT RESOLUTION proposing to amend the Wyoming Constitution by creating a new section specifying that no federal or state law shall compel participation in any health care system by any person, employer or health care provider.

12/17/2010	Bill Number Assigned
1/11/2011	S Received for Introduction
1/11/2011	S Introduced and Referred to SO1
1/20/2011	S01 Recommended Amend and Do Pass

ROLL CALL

Ayes:	Senator(s)	Burns, Hicks and Perkins	
Nays:	Senator(s)	Christensen and Esquibel, F.	
Ayes 3	Nays 2	Excused 0 Absent 0 Conflicts	0

# 1/20/2011 S Placed on General File

#### SJ0002SS001/ADOPTED (CORRECTED COPY)

Page 1-line 3	Delete "federal or state".
Page 1-line 12	Delete "7" insert "1"; delete "24" insert "38".
Page 2-line 7	After "All" insert "natural".
Page 2-line 8	After "their own" insert "lawful".
Page 2-line 10	Delete "federal or state".
Page 2-line 13	After "system" insert ", to obtain lawful health care services or penalize any person for non- participation".

Page 2-lines 15 through 19 Delete and insert:

"(c) The right to make decisions regarding lawful health care services is not a power delegated to the United States government, but is a power reserved to the state of Wyoming and its people under the ninth and tenth amendments to the constitution of the United States of America, and specifically reserved under article 7, section 20 of the Wyoming constitution.".

Page 3-line 6 After "necessary" insert "laws,"; after "rules" insert "and regulations".

Page 3-line 14 After "which" insert "lawful".

Page 3-line 21 After "provided" insert "or participation required".

Page 3-line 23 After "compensation" insert "and for prisoners and others in the custody or care of the state or a political subdivision to the standard deemed appropriate and enacted into law by the legislature".

Page 4-line 3

political subdivision to the standard deemed appropriate and enacted into law by the legislature". Delete "punishing" insert "prohibiting or imposing penalties or fines against".

Page 4-line 7 Delete "." insert ";".

Page 4-after line 7 Insert and renumber:

"(v) Affect the power of the state of Wyoming to involuntarily commit or hospitalize those who are a danger to themselves or others by reason of mental illness or condition;

(vi) Affect the power of the state of Wyoming to license and regulate the provision of health care to promote professional competence;

(vii) Affect the power of the state of Wyoming to protect the public from diseases, epidemics, harmful substances and harmful procedures; or

(viii) Affect the power of the state of Wyoming to regulate the business of health insurance and other business arrangements that promise payment for health care in the future in return for present payments.

(g) Notwithstanding article 16, section 6 of this constitution, the attorney general may, subject to the availability of appropriated funds and subject to any regulations and restrictions the legislature may provide by law, provide any resident of the state with assistance, including financial assistance, to protect the right to make health care decisions from being abridged by the federal government or its agents.".

Page 4-line 9 Delete "(g)" insert "(h)". PERKINS, CHAIRMAN

1/27/2011 S Laid Back Pursuant to SR 10-4(a)

#### SJ0002SW001/ADOPTED

Delete the First Senate Standing Committee Amendment (SJ0002SS001/AC) entirely and further amend as follows: Page 1-line 2 Delete "specifying that no" insert "providing that the right to health care access as defined by the

legislature is reserved to the citizens of the state of Wyoming.". Page 1-lines 3 through 5 Delete. Page 1-line 12 Delete "7" insert "1"; delete "24" insert "38". Page 2-line 4 Delete and insert "Article 1, Section 38. Right of health care access.". Page 2-line 5 Delete. Page 2-lines 7 through 24 Delete and insert "The right to health care access as defined by the legislature is reserved to the citizens of the state of Wyoming.". Page 3-lines 1 through 23 Delete. Page 4-lines 1 through 24 Delete. Page 5-lines 1 through 14 Delete. Page 6-line 1 After "will" delete balance of line and insert "provide that the right to health care access as defined by the legislature is reserved to the citizens of the state of Wyoming.". Page 6-lines 2 through 11 Delete. SCHIFFER

SJ0002SW002/FAILED (CORRECTED COPY)

Delete the Senate Standing Committee Amendment (SJ0002SS001/A) and the Schiffer the Committee of Whole Amendment (SJ0002SW001/A) entirely and further amend as follows:

Delete "federal or state". Page 1-line 3

Page 1-line 12 Delete "7" insert "1"; delete "24" insert "38".

Page 2-lines 7 through 24 Delete and insert:

"(a) All competent adults shall have the right to choose and provide for their own health care and that of their dependent children, and no law or regulation shall:

(i) Limit the ability of those persons to obtain beneficial health care from an appropriate licensed health care provider acting within the lawful scope of the provider's practice, provided the person is willing and able to pay for the care in a manner satisfactory to the provider;

(ii) Sanction or penalize any health care provider acting within the lawful scope of the provider's practice for competently providing health care to any person;

(iii) Subject to the provisions of this section, prohibit or require the purchase of health insurance except as a condition of receiving benefits from the government.

(b) This section does not affect the power of the state of Wyoming to:

(i) Involuntarily commit or hospitalize those who are a danger to themselves or others by reason of mental illness or condition;

(ii) License and regulate the provision of health care to promote professional competence;

(iii) Protect the public from diseases, epidemics, harmful substances and harmful procedures; or

(iv) Regulate the business of health insurance and other business arrangements that promise payment for health care in the future in return for present payments.

(c) Notwithstanding article 16, section 6 of this constitution, the attorney general may, subject to the availability of appropriated funds and subject to any regulations and restrictions the legislature may provide by law, provide any resident of the state with assistance, including financial assistance, to protect the right to make health care decisions from being abridged by the federal government or its agents.

(d) Nothing in this constitution shall be construed as requiring the state or any political subdivision to provide or pay for any health care, except for the workers' compensation system and for prisoners and others in the custody of the state or a political subdivision thereof to the standard deemed appropriate and enacted into law by the legislature.".

Page 3-lines 1 through 23Delete.Page 4-lines 1 through 24Delete.Page 5-lines 1 through 14Delete.

1/28/2011 S Passed CoW

## SJ0002S2001/ADOPTED (CORRECTED COPY)

Page 1-lines 1 through 5 Delete, including the Senate Standing Committee Amendment (SJ0002SS001/AC) and the Schiffer Committee of the Whole Amendment (SJ0002SW001/A) to these lines and insert:

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

Page 2-lines 7 through 24 Delete, including the Senate Standing Committee Amendment (SJ0002SS001/AC) and the Schiffer Committee of the Whole Amendment (SJ0002SW001/A) to these lines and insert:

"(a) Each competent adult shall have the right to make his or her own healthcare decisions. The parent, guardian or legal representative of any other natural person shall have the right to make healthcare decisions for that person.

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

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

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

Page 3-lines 1 through 24 Delete, including the Senate Standing Committee Amendment (SJ0002SS001/AC) and the Schiffer Committee of the Whole Amendment (SJ0002SW001/A) to these lines.

Page 4-lines 1 through 24 Delete, including the Senate Standing Committee Amendment (SJ0002SS001/AC) and the Schiffer Committee of the Whole Amendment (SJ0002SW001/A) to these lines.

Page 5-lines 2 through 14 Delete, including the Schiffer Committee of the Whole Amendment (SJ0002SW001/A) to these lines.

Page 6-lines 2 through 11 Delete, including the Schiffer Committee of the Whole Amendment (SJ0002SW001/A) to these lines and insert:

"It permits any person to pay and any healthcare provider to receive direct payment for services. The amendment permits the legislature to place reasonable and necessary restrictions on healthcare consistent with the purposes of the Wyoming Constitution and provides that this state shall act to preserve these rights from undue governmental infringement.". PERKINS 1/31/2011 S Passed 2nd Reading

SJ0002S3001/ADOPTED

Page 2-lines 7 through 24

In the Perkins Second Reading Amendment (SJ0002S2001/AC) to these lines in subsection (c), delete "and accomplish the" insert "or to accomplish the other".

Page 6-line 1

In the Schiffer Committee of the Whole Amendment (SJ0002SW001/A) to this line, delete "health care access as defined by the legislature" insert "make health care decisions". PERKINS

# SJ0002S3002/FAILED

Delete the Senate Standing Committee Amendment (SJ0002SS001/AC), the Schiffer Committee of the Whole Amendment (SJ0002SW001/A), the Perkins Second Reading Amendment (SJ0002S2001/AC) and the Perkins Third Reading Amendment (SJ0002S3001/A) entirely and further amend as follows: Page 1-lines 1 through 5 Delete and insert:

"A JOINT RESOLUTION proposing to amend the Wyoming Constitution by creating a new section providing that the right to choose health care access, as defined by the legislature, is reserved to the citizens of the state of Wyoming.". Page 1-line 12 Delete "7" insert "1"; delete "24" insert "38".

Page 2-lines 4 through 24 Delete and insert:

"Article 1, Section 38. Right to choose health care access. The right to choose health care access, as defined by the legislature, is reserved to the citizens of the state of Wyoming.".

Pages 3 and 4 Delete.

Page 5-lines 1 through 14 Delete.

Page 6-lines 1 through 11 Delete and insert:

"The adoption of this amendment will provide that the right to choose health care access, as defined by the legislature, is reserved to the citizens of the state of Wyoming.". SCHIFFER

ROLL CALL

Senator(s) Bebout, Burns, Coe, Esquibel, F., Geis, Hastert, Johnson, Ayes: Nicholas, P., Rothfuss, Schiffer and Von Flatern Nays: Senator(s) Anderson, Barnard, Case, Christensen, Cooper, Dockstader,

Driskill, Emerich, Hicks, Hines, Jennings, Landen, Martin, Meier, Nutting, Perkins, Peterson, Ross and Scott

Ayes 11 Nays 19 Excused 0 Absent 0 Conflicts 0

SJ0002S3003/FAILED

Delete the Senate Standing Committee Amendment (SJ0002SS001/AC), the Schiffer Committee of the Whole Amendment (SJ0002SW001/A), the Perkins Second Reading Amendment (SJ0002S2001/AC), the Perkins Third Reading Amendment (SJ0002S3001/A) the Schiffer Third and Reading Amendment (SJ0002S3002/A) entirely and further amend as follows: Page 1-lines 1 through 5

Delete and insert: "A JOINT RESOLUTION proposing to amend the Wyoming Constitution by creating a new section providing that the right to make health care decisions is reserved to the citizens of the state of Wyoming.". Page 1-line 12

Delete "7" insert "1"; delete "24" insert "38".

Page 2-lines 4 through 24 Delete and insert:

"Article 1, Section 38. Right to choose health care access.

The right to healthcare independence, including individual healthcare autonomy, open access to services and an unrestricted choice of providers, shall be reserved to the people of Wyoming.".

Delete. Pages 3 and 4

Page 5-lines 2 through 14 Delete.

Delete and insert: Page 6-lines 1 through 11

"The adoption of this amendment will provide that the right to healthcare independence, including individual healthcare autonomy, open access to services and unrestricted choice of providers, shall be reserved to the people of Wyoming.". ROTHFUSS

### ROLL CALL

Senator(s) Barnard, Burns, Esquibel, F., Hastert, Hicks, Hines, Aves: Martin, Nicholas, P., Rothfuss, Schiffer and Von Flatern.

Anderson, Bebout, Case, Christensen, Coe, Cooper, Senator(s) Nays: Dockstader, Driskill, Emerich, Geis, Jennings, Johnson, Landen, Meier, Nutting, Perkins, Peterson, Ross and Scott

Conflicts 0 Nays 19 Excused 0 Absent 0 Ayes 11

SJ0002S3004/FAILED

Delete the Senate Standing Committee Amendment (SJ0002SS001/AC), the Schiffer Committee of the Whole Amendment (SJ0002SW001/A), the Perkins Second Reading Amendment (SJ0002S2001/AC), the Perkins Third Reading Amendment (SJ0002S3001/A); the Schiffer Third Reading Amendment (SJ0002S3002/A) Reading Amendment Third Rothfuss the and entirely and further amend as (SJ0002S3003/A) follows:

Delete and insert: Page 1-lines 1 through 5 "A JOINT RESOLUTION proposing to amend the Wyoming Constitution by creating a new section providing that the right to choose health care access, as defined by the legislature, is reserved to the citizens of the state of Wyoming.". Delete "7" insert "1"; delete "24" insert "38". Page 1-line 12 Delete and insert: Page 2-lines 4 through 24

"Article 1, Section 38. Right to choose health care access.

The right to choose health care access, as reasonably defined by the legislature, is reserved to the citizens of the state of Wyoming. The state of Wyoming shall act to preserve these rights from undue governmental infringement.".

Delete. Pages 3 and 4 Page 5-lines 1 through 14 Delete.

Delete and insert: Page 6-lines 1 through 11

"The adoption of this amendment will provide that the right to choose health care access, as defined by the legislature, is reserved to the citizens of the state of Wyoming and that the state of Wyoming shall act to preserve these rights from undue governmental infringement.". MEIER

## ROLL CALL

Ayes: Senator(s) Burns, Hicks, Meier and Schiffer Nays: Senator(s) Anderson, Barnard, Bebout, Case, Christensen, Coe, Cooper, Dockstader, Driskill, Emerich, Esquibel, F., Geis, Hastert, Hines, Jennings, Johnson, Landen, Martin, Nicholas, P., Nutting, Perkins, Peterson, Ross, Rothfuss, Scott and Von Flatern Conflicts 0 Absent 0 Excused 0 Nays 26 Ayes 4

2/1/2011 S Passed 3rd Reading

ROLL CALL

Ayes: Senator(s) Anderson, Barnard, Bebout, Burns, Case, Coe, Cooper, Dockstader, Driskill, Geis, Hicks, Hines, Jennings, Johnson, Landen, Martin, Meier, Nutting, Perkins, Peterson, Ross, Schiffer and Scott Nays: Senator(s) Christensen, Emerich, Esquibel, F., Hastert, Nicholas, P., Rothfuss and Von Flatern

Ayes 23 Nays 7 Excused 0 Absent 0 Conflicts 0

2/2/2011	H Received for Introduction
2/3/2011	H Introduced and Referred to H01
2/8/2011	H01 Recommended Do Pass

#### ROLL CALL

Ayes: Representative(s) Brechtel, Brown, Cannady, Krone and Peasley Nays: Representative(s) Barbuto, Greene, Nicholas, B. and Throne Excused 0 Absent 0 Conflicts 0 Ayes 5 Nays 4

H Placed on General File 2/8/2011 2/11/2011 H Passed CoW

# SJ0002H2001/ADOPTED (TO ENGROSSED COPY)

Page 2-line 9 After "." delete balance of the line. Page 2-lines 10 through 12 Delete entirely. THRONE

2/14/2011 H Passed 2nd Reading

SJ0002H3001/ADOPTED (TO ENGROSSED COPY) Delete the Throne second reading amendment (SJ0002H2001/AE) entirely. EDMONDS, BUCHANAN

# SJ0002H3002/FAILED (TO ENGROSSED COPY)

Page 3-line 1 Delete "shall" insert "may". Page 3-line 14 Delete "shall" insert "may". ZWONITZER, DV.

2/15/2011 H Passed 3rd Reading

### ROLL CALL

Ayes: Representative(s) Berger, Blikre, Bonner, Botten, Brechtel, Brown, Buchanan, Burkhart, Campbell, Cannady, Childers, Davison, Edmonds, Eklund, Gay, Gingery, Greear, Harshman, Harvey, Hunt, Illoway, Jaggi, Kasperik, Kroeker, Krone, Lockhart, Loucks, Lubnau, Madden, McKim, McOmie, Miller, Moniz, Nicholas, B., Patton, Peasley, Pederson, Petersen, Quarberg, Roscoe, Semlek, Shepperson, Steward, Stubson, Teeters, Vranish, Wallis, Zwonitzer, Dn. and Zwonitzer, Dv.

Nays: Representative(s) Barbuto, Blake, Byrd, Connolly, Craft, Esquibel, K., Freeman, Goggles, Greene, Petroff and Throne Ayes 49 Nays 11 Excused 0 Absent 0

Conflicts 0

2/15/2011	Assigned Number SEJR No. 0002
2/16/2011	S President Signed SEJR No. 0002
2/16/2011	H Speaker Signed SEJR No. 0002
2/19/2011	Governor Signed SEJR No. 0002