

## **FINANCIAL IMPACT OF THE NEVADA HEALTH CARE FREEDOM ACT INITIATIVE**

### **FINANCIAL IMPACT – CANNOT BE DETERMINED**

#### **OVERVIEW**

The Nevada Health Care Freedom Act Initiative (Initiative) proposes to amend Article 1 of the *Nevada Constitution* by adding a new section, designated Section 23, prohibiting the State of Nevada, or its departments or agencies independently or at the instance of the United States, from:

1. Adopting or enforcing any statute, regulation, resolution, or policy requiring any person to participate in any public or private health benefit plan or system;
2. Denying, restricting or penalizing the right of any person to make or receive direct payments for lawful health benefit services; or
3. Denying, restricting or penalizing the right of any person to purchase and use health insurance products or other health benefit plans or systems legal for sale in any other state where such plans or systems are duly licensed or otherwise qualified and in good standing in the provider's home state.

The provisions of the Initiative do not apply to, affect or prohibit emergency services required by law to be provided or performed by hospitals, health facilities or other health practitioners; health benefits provided in connection with worker's compensation or other similar insurance; or any statute, regulation, resolution, or policy in effect as of January 1, 2010.

#### **FINANCIAL IMPACT OF THE INITIATIVE**

The financial effect of the provisions of the Initiative upon state or local government cannot be determined by the Fiscal Analysis Division.

Prepared by the Fiscal Analysis Division of the Legislative Counsel Bureau – April 19, 2010