

State of South Dakota

EIGHTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2010

814R0604

SENATE CONCURRENT RESOLUTION NO. 1

Introduced by: Senators Brown, Adelstein, Dempster, Fryslie, Gant, Garnos, Gray, Hansen (Tom), Haverly, Howie, Maher, Novstrup (Al), Olson (Russell), Rhoden, Schmidt, Tieszen, and Vehle and Representatives Steele, Cronin, Curd, Greenfield, Kirkeby, Kopp, Lederman, Lust, Moser, Novstrup (David), Olson (Betty), Peters, Putnam, Rausch, Rounds, Russell, Schlekeway, Verchio, and Wink

1 A CONCURRENT RESOLUTION, Opposing the government takeover of health care as
2 currently proposed by Congress and encouraging preservation of states' rights regarding
3 health care regulation.

4 WHEREAS, the federal government seeks to impose unfunded mandates on states to expand
5 medicaid in excess of twenty-six billion dollars in the Senate-passed health care bill and thirty-
6 four billion dollars in the House-passed version; and

7 WHEREAS, both pieces of legislation would increase the number of individuals covered
8 under medicaid by forty percent. Consequently, the medicaid program would no longer be a
9 safety net program; and

10 WHEREAS, in South Dakota, the Senate-passed bill would cost the State of South Dakota
11 fifty-three million seven hundred thousand dollars between 2010 and 2019, and the
12 House-passed bill would cost the State of South Dakota one hundred thirty-four million one
13 hundred thousand dollars between 2013 and 2019; and



1 WHEREAS, this bill also cuts approximately four hundred seventy billion dollars from
2 medicare to create a new federal long-term care health entitlement program at a time when
3 medicare has thirty-eight trillion dollars in unfunded liabilities and will be insolvent by 2017;
4 and

5 WHEREAS, the nonpartisan Congressional Budget Office estimates that under the
6 Senate-passed bill, health insurance premiums for South Dakotans and all Americans will not
7 decrease but will continue to increase at double the rate of inflation or more; and

8 WHEREAS, despite higher taxes, cuts to medicare, and increased federal health care
9 spending, the Senate-passed legislation leaves twenty-three million Americans uninsured and
10 the House-passed legislation leaves eighteen million Americans uninsured; and

11 WHEREAS, the Tenth Amendment to the United States Constitution states that, "The
12 powers not delegated to the United States by the Constitution, nor prohibited by it to the states,
13 are reserved to the states respectively, or to the people."; and

14 WHEREAS, the states primarily regulate today's health insurance market and provide
15 aggressive oversight of all aspects of this market and enforce consumer protection as well as
16 ensure a local, responsive presence for consumers:

17 NOW, THEREFORE, BE IT RESOLVED, by the Senate of the Eighty-fifth Legislature of
18 the State of South Dakota, the House of Representatives concurring therein, that the South
19 Dakota Legislature is opposed to the health care reform proposal passed in the United States
20 Senate and the United States House of Representatives, and strongly urges Congress not to
21 adopt either measure or institute new federal review, oversight, or preemption of state health
22 insurance laws.