



Citizens' Council for Health Freedom

# Health Freedom Minute

December 28, 2018

## The ACA Ruling in a Nutshell

Two weeks ago, Obamacare was declared unconstitutional. As *Health Affairs* reports, “Judge O’Connor concludes that, since Congress has eliminated the fine for not complying with the individual mandate, the mandate is no longer permissible under Congress’s taxing power and is thus unconstitutional. Because the individual mandate is “essential” to and inseverable from the ACA, the judge declares, the entire law is invalid.”

Score one for freedom and the plaintiffs, but the judge did not issue an injunction to stop enforcement of the law. Democrat attorneys general are moving to appeal the ruling, meaning it will go to the U.S. Supreme Court in about 18 months.

**“Federal Judge Strikes Down Entire ACA; Law Remains in Effect,”** Katie Keith, *Health Affairs*, December 15, 2018:

<https://www.healthaffairs.org/doi/10.1377/hblog20181215.617096/full/>

### The Ruling:

*Texas vs. United States:* <https://www.documentcloud.org/documents/5629711-Texas-v-US-Partial-Summary-Judgment.html>

or

<https://affordablecareactlitigation.files.wordpress.com/2018/12/Texas-v.-US-partial-summary-judgment-decision.pdf>

Presented daily by Twila Brase, President, Citizens' Council for Health Freedom.

*The Health Freedom Minute is now heard in 47 states:  
Mornings M-Th at AM1280 (The Patriot) in MN and 91.5 AM WHKC (FreedomFM) in OH,  
afternoons on American Family Radio, and daily on the CSN network  
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