

Case Precedents Hint at Fate of Individual Mandate

The U.S. Supreme Court will decide if President Barack Obama's health-care law, including the requirement that individuals purchase health insurance by 2014 or face a fine, is constitutional. The government says the commerce clause, the necessary-and-proper clause and federal taxing power justify the individual mandate. Twenty-six states and a business trade group challenged the law.

BGOV INTERACTIVE *Select a relevant case from the list to see its outcome and how current justices ruled on it or click on justices for more on individual votes and opinions.*

Case precedent that could affect Supreme Court's ruling on the constitutionality of the Affordable Care Act

Justice upholds use of federal power
 Justice finds use of federal power unconstitutional
 Justice not on court at time of ruling

Current health-care case	Deciding the fate of the Affordable Care Act			
U.S. v. Comstock (2010)	The U.S. Supreme Court is expected to issue its decision on President Obama's health-care law on Thursday, June 28.			
Gonzales v. Raich (2005)	Issues from oral arguments considered by the Court			
U.S. v. Morrison (2000)	Individual mandate Court to determine if the individual mandate is a constitutional use of federal power.	Entire law Court to determine if the entire law must be struck down if the individual mandate is unconstitutional.	Medicaid expansion Court to rule if the law's expansion of Medicaid violates principles of federalism.	Timing of the case Court to determine if it must wait to rule on the mandate until after the penalty is imposed in 2014.
Printz v. U.S. (1997)				
U.S. v. Lopez (1995)				
Wickard v. Filburn (1942)				

Likely votes on current case based on case law; ruling expected June 28

								
				Undetermined	Undetermined	Undetermined	Undetermined	

Sources: Bloomberg Government reporting, Bloomberg Law
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