

Colorado Health Care Law

Attorney Steve Kabler's blog discussing the legal issues that affect the health care industry in Colorado and the Rocky Mountain region



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Interesting Perspectives on the Health Care Law Court Battle

Posted on [February 13, 2011](#) by [Steve Kabler](#)

One of the biggest issues in the news lately has been the federal court rulings on the health care law — i.e., the Patient Protection and Affordable Care Act (PPACA). The primary battle concerns whether Congress can require people to purchase health insurance. This is probably the single most important issue in the law because it creates the funding for the entire risk pool.

Thus far, the scorecard stands at 2 to 2. With federal judges in Virginia and Florida (both appointed by Republicans) ruling against the law, and judges in Michigan and Mississippi (both appointed by a Democrat) ruling in favor of the law. The prevailing thought is that this will ultimately come down to a party-line fight in the Supreme Court with the GOP holding a 5–4 edge. I thought the New York Times op-ed from Harvard professor, constitutional scholar and Supreme Court attorney Laurence Tribe offered an interesting perspective and takes the analysis beyond the sound-bite level we get on television. Prof. Tribe's commentary can be read [here](#).

Another interesting analysis from the Washington Post can be read [here](#).

Ultimately, the PPACA will rise or fall based on the Supreme Court's ruling, and will affect every health care provider in Colorado and beyond. This should be on everyone's reading list. If was a betting man (and I sometimes am), I would place my money on the Supreme Court ultimately upholding the law.

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