



Attorney General Jon Bruning

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# News Release

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## **AG Bruning: 11<sup>th</sup> Circuit Affirms Federal Health Care Law Individual Mandate is Unconstitutional**

LINCOLN - Attorney General Jon Bruning today released a statement following the U.S. Court of Appeals for the Eleventh Circuit's decision affirming the Patient Protection and Affordable Care Act's individual mandate is unconstitutional.

"We are pleased the Court of Appeals agreed Congress' attempt to impose an individual mandate on every American was a blatant overreach of its authority," said Bruning. "Although the Court ruled the mandate severable, the entirety of the Act was built on that foundation. Without the mandate, this house of cards comes tumbling down. It's time for Congress to realize its mistake and repeal this unconstitutional law."

The Court found there was no principle that "would permit us to uphold the mandate without obliterating the boundaries inherent in the system of enumerated congressional powers."

Filed in July 2010, *Kinder v. Geithner* names U.S. Treasury Secretary Timothy Geithner, U.S. Health and Human Services Secretary Kathleen Sebelius, U.S. Labor Secretary Hilda Solis and U.S. Attorney General Eric Holder as defendants.

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