

SECOND REGULAR SESSION

# HOUSE BILL NO. 1118

## 93RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES DEMPSEY (Sponsor), PAGE, MUSCHANY, SCHAAF, FAITH, MUNZLINGER, SUTHERLAND, WILSON (119), SMITH (14), BEARDEN, CUNNINGHAM (86), RICHARD, HUNTER, WHORTON, COOPER (120), SATER AND FISHER (Co-sponsors).

Pre-filed December 14, 2005 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

3724L.01I

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### AN ACT

To repeal section 44.045 as enacted by conference committee substitute for senate substitute for senate committee substitute for house committee substitute for house bill no. 58, ninety-third general assembly, first regular session and section 44.045 as enacted by conference committee substitute for house committee substitute for senate committee substitute for senate bills nos. 420 & 344, ninety-third general assembly, first regular session, and to enact in lieu thereof one new section relating to civil defense.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Section 44.045 as enacted by conference committee substitute for senate  
2 substitute for senate committee substitute for house committee substitute for house bill no. 58,  
3 ninety-third general assembly, first regular session and section 44.045 as enacted by conference  
4 committee substitute for house committee substitute for senate committee substitute for senate  
5 bills nos. 420 & 344, ninety-third general assembly, first regular session, are repealed and one  
6 new section enacted in lieu thereof, to be known as section 44.045, to read as follows:

44.045. 1. Subject to approval by the state emergency management agency during an  
2 emergency declared by the governor or general assembly, any health care professional licensed,  
3 registered, or certified in this state **or any adjoining state who volunteers to be so deployed**  
4 may be deployed to provide care as necessitated by the emergency, including care necessitated  
5 by mutual aid agreements between political subdivisions and other public and private entities

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

6 under section 44.090. **During an emergency, deployed health care professionals shall not**  
7 **be liable for any civil damages for acts or omissions or the failure to exercise the skill and**  
8 **learning of an ordinary careful health care provider in similar circumstances, other than**  
9 **damages due to willful or wanton acts or omissions in rendering such care.**

10 2. In a declared state of emergency, the department of health and senior services and the  
11 division of professional registration within the department of economic development may release  
12 otherwise confidential contact and licensure, registration, or certification information relating  
13 to health care professionals to state, local, and private agencies to facilitate deployment.

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