

FIRST REGULAR SESSION

HOUSE BILL NO. 804

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SWAN.

1845H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 376.1753, RSMo, and to enact in lieu thereof one new section relating to midwifery, with a penalty provision.

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

Section A. Section 376.1753, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 376.1753, to read as follows:

376.1753. **1.** Notwithstanding any law to the contrary, any person who holds current ministerial or tocological certification by an organization accredited by the National Organization for Competency Assurance (NOCA) may provide services as defined in 42 U.S.C. Section 1396r-6(b)(4)(E)(ii)(I).

2. Any person certified and providing homebirth services shall, prior to the provision of such services, furnish to all individuals for whom such services will be provided, satisfactory evidence that such person has obtained and maintains a malpractice insurance policy with coverage of at least five hundred thousand dollars prior to and for the duration of services rendered, including the standard postpartum period. Any person who fails, prior to the provision of such services, to present proof of such malpractice insurance coverage is guilty of a class B misdemeanor.

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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.