

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for House Bill No. 271, Page 1, Section A, Line 4, by  
2 inserting after all of said section and line the following:

3  
4 "191.713. 1. Sections 191.713 and 191.714 shall be known and may be cited as the  
5 "Compassionate Assistance for Rape Emergencies (CARE) Act".

6 2. As used in sections 191.713 and 191.714, unless the context clearly indicates otherwise,  
7 the following terms mean:

8 (1) "Emergency care to sexual assault victims", medical examinations, procedures, or  
9 services provided at a hospital or health care facility to a sexual assault victim following an alleged  
10 sexual assault;

11 (2) "Emergency contraception", any drug or device approved by the Food and Drug  
12 Administration that prevents pregnancy after sexual intercourse;

13 (3) "Health care facility", any urgent care center or facility that offers treatment for patients  
14 during normal-business, after-business, or weekend hours and that is affiliated with a licensed  
15 hospital;

16 (4) "Sexual assault", includes rape in the first degree as defined in section 566.030, rape in  
17 the second degree as defined in section 566.031, statutory rape in the first degree and attempt to  
18 commit as defined in section 566.032, statutory rape in the second degree as defined in section  
19 566.034, sodomy in the first degree as defined in section 566.060, sodomy in the second degree as  
20 defined in section 566.061, statutory sodomy in the first degree and attempt to commit as defined in  
21 section 566.062, and statutory sodomy in the second degree as defined in section 566.064;

22 (5) "Sexual assault victim", a person who is alleged to have been sexually assaulted and is  
23 presented as a patient.

24 191.714. 1. It shall be the standard of care for any hospital and any health care facility that  
25 provides emergency care to sexual assault victims to:

26 (1) Orally inform each sexual assault victim of the option to be provided emergency  
27 contraception at the hospital or health care facility;

28 (2) Provide the complete regimen of emergency contraception immediately at the hospital or  
29 health care facility to each sexual assault victim who requests it; and

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1           (3) Provide sexually transmitted infection screening and treatment to the sexual assault  
2 victim.

3           2. The department of health and senior services shall promulgate all rules and regulations to  
4 implement the provisions of sections 191.713 and 191.714. Any rule or portion of a rule, as that  
5 term is defined in section 536.010, that is created under the authority delegated in this section shall  
6 become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if  
7 applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers  
8 vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to  
9 disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking  
10 authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

11  
12 Further amend said bill by amending the title, enacting clause, and intersectional references  
13 accordingly.