

FIRST REGULAR SESSION

HOUSE BILL NO. 406

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE DOLL.

1313H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 191, RSMo, by adding thereto one new section relating to patient examinations.

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

Section A. Chapter 191, RSMo, is amended by adding thereto one new section, to be
2 known as section 191.240, to read as follows:

191.240. 1. For purposes of this section, the term "patient examination" means
2 **any pelvic, prostate, or rectal examination.**

3 **2. A health care provider shall not knowingly perform a patient examination on**
4 **a patient who is anesthetized or unconscious in a health care facility unless:**

5 **(1) The patient or a person authorized to make health care decisions for the**
6 **patient has given specific informed consent to the patient examination;**

7 **(2) The patient examination is necessary for diagnostic or treatment purposes;**

8 **or**

9 **(3) A court orders the performance of the patient examination for the collection**
10 **of evidence.**

11 **3. A health care provider who violates subsection 2 of this section is subject to**
12 **discipline by any licensing board that licenses the health care provider.**

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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.