

FIRST REGULAR SESSION

# HOUSE BILL NO. 1267

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BUSH.

2678H.011

JOSEPH ENGLER, Chief Clerk

## AN ACT

To amend chapter 191, RSMo, by adding thereto one new section relating to disclosure of patients' citizenship or immigration status.

*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 known as section 191.948, to read as follows:

**191.948. 1. As used in this section, the following terms mean:**

(1) "Health care professional", the same meaning given to the term in section 376.1350;

(2) "Law enforcement agency", any public agency that employs law enforcement officers;

(3) "Law enforcement officer", the same meaning given to the term in section 44.091.

2. A health care professional shall not document in a patient's medical records the citizenship or immigration status of the patient, or be required to document or disclose such status, for any reason other than to assess the patient's needs for social or community services for which the patient may be eligible.

3. A health care professional shall not disclose a patient's citizenship or immigration status to any law enforcement agency.

4. Each appropriate licensing board shall investigate any suspected violations of subsection 3 of this section by its licensees. If a licensing board finds that a health care professional made a disclosure in violation of subsection 3 of this section, the following provisions shall apply:

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.

18           **(1) If the disclosure was accidental, the licensing board shall place the health**  
19 **care professional on probation on such terms and conditions as the board deems**  
20 **appropriate for a period of one year; or**

21           **(2) If the disclosure was intentional, the licensing board shall suspend the health**  
22 **care professional's license for a period of one year per disclosure.**

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