

HCS HB 1742 -- PATIENT EXAMINATIONS

SPONSOR: Dogan

COMMITTEE ACTION: Voted "Do Pass with HCS" by the Standing Committee on Emerging Issues by a vote of 13 to 0.

The following is a summary of the House Committee Substitute for HB 1742.

This bill provides that a health care provider, or any student or trainee under the supervision of a health care provider, may not knowingly perform a prostate, anal, or pelvic examination on an anesthetized or unconscious patient unless the patient or a person authorized to make health care decisions for the patient has given informed consent, the examination is necessary for diagnostic or treatment purposes, or the examination is necessary for the collection of evidence through a forensic examination for a suspected sexual assault on the patient because the evidence will be lost or the patient is unable to give informed consent due to a medical condition.

A health care provider or supervised student or trainee who violates the provisions of this bill shall be subject to discipline by any licensing board that licensed the health care provider.

This bill is similar to SB 746 (2022) and HB 459 (2021).

The following is a summary of the public testimony from the committee hearing. The testimony was based on the introduced version of the bill.

PROPOSERS: Supporters say that everyone under anesthesia deserves protection. This bill provides essential protection for patients, and further protects doctors as well by ensuring informed consent. Patients may otherwise be subject to additional harm. At least 20 other states already have similar legislation providing for patient protection. This bill ensures basic respect of a patient's right to their body.

Testifying for the bill were Representative Dogan; Ari Silver-Isenstadt; Ashley S. Weitz; Brianna Stevens; Dr. Phoebe Friesen; Katelyn Brady; Livia Fry; Robert Gatter; Samantha McCoy; Tiffany Brady; Jennifer Carter Dochler, The Missouri Coalition Against Domestic and Sexual Violence (MOCADSV); Jill B. Delston; Robin Fretwell Wilson; and Arnie C. Dienoff.

OPPOSERS: There was no opposition voiced to the committee.

OTHERS: Others testifying on the bill submitted written testimony, which can be found online.

Testifying on the bill was Pro-Choice Missouri.

This bill is similar to SB 746 (2022) and HB 459 (2021).

Written testimony has been submitted for this bill. The full written testimony can be found under Testimony on the bill page on the House website.