

SENATE BILL NO. 746

101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR ARTHUR.

3478S.01I

ADRIANE D. CROUSE, Secretary

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
2 one new section, to be known as section 191.240, to read as
3 follows:

191.240. 1. A health care provider, as such term is
2 defined in section 191.900, or any student under the
3 supervision of a health care provider, shall not knowingly
4 perform a patient examination upon an anesthetized or
5 unconscious patient in a health care facility unless:

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

9 (2) The patient examination is necessary for
10 diagnostic or treatment purposes; or

11 (3) A court orders the performance of the patient
12 examination for the collection of evidence.

13 2. A health care provider who violates the provisions
14 of this section, or who supervises a student who violates
15 the provisions of this section, shall be subject to
16 discipline by any licensing board that licenses the health
17 care provider.

18 3. As used in this section, "patient examination"
19 shall mean a prostate, anal, or pelvic examination.

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