

HOUSE BILL NO. 2329

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BRATTIN.

5968H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 188.047 and 188.052, RSMo, and to enact in lieu thereof two new sections relating to reports required after an abortion.

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

Section A. Sections 188.047 and 188.052, RSMo, are repealed and two new sections enacted in lieu thereof, to be known as sections 188.047 and 188.052, to read as follows:

188.047. [A representative sample of] **1. All tissue and products of conception** removed at the time of abortion shall be submitted to a board eligible or certified pathologist, who shall file a copy of the tissue report with the state department of health and senior services, and who shall provide a copy of the report to the abortion facility or hospital in which the abortion was performed or induced and the pathologist's report shall be made a part of the patient's permanent record.

2. The tissue report shall include:

(1) The pathologist's estimation, to a reasonable degree of scientific certainty, of the gestational age of the fetal remains;

(2) Whether all tissue and products of conception were received that would be common for a specimen of such estimated gestational age;

(3) If the pathologist finds that all tissue and products of conception were not received, what portion of the tissue and products of conception were not received; and

(4) The date the tissue and products of conception were remitted to be disposed and the location of such disposal.

188.052. 1. An individual abortion report for each abortion performed or induced upon a woman shall be completed by her attending physician. **The report shall include:**

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.

3 **(1) The attending physician’s estimation, to a reasonable degree of scientific**
4 **certainty, of the gestational age of the fetal remains;**

5 **(2) Whether all tissue and products of conception were removed that would be**
6 **common for a specimen of such estimated gestational age; and**

7 **(3) If the attending physician finds that all tissue and products of conception were**
8 **not removed, what portion of the tissue and products of conception were not removed.**

9 2. An individual complication report for any post-abortion care performed upon a woman
10 shall be completed by the physician providing such post-abortion care. This report shall include:

11 (1) The date of the abortion;

12 (2) The name and address of the abortion facility or hospital where the abortion was
13 performed;

14 (3) The nature of the abortion complication diagnosed or treated.

15 3. All abortion reports shall be signed by the attending physician, and submitted to the
16 state department of health and senior services within forty-five days from the date of the
17 abortion. All complication reports shall be signed by the physician providing the post-abortion
18 care and submitted to the department of health and senior services within forty-five days from
19 the date of the post-abortion care.

20 4. A copy of the abortion report shall be made a part of the medical record of the patient
21 of the facility or hospital in which the abortion was performed.

22 5. The state department of health and senior services shall be responsible for collecting
23 all abortion reports and complication reports and collating and evaluating all data gathered
24 therefrom and shall annually publish a statistical report based on such data from abortions
25 performed in the previous calendar year.

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