

FIRST REGULAR SESSION

HOUSE BILL NO. 800

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MACKEY.

1764H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 191, RSMo, by adding thereto two new sections relating to the compassionate assistance for rape emergencies (CARE) act.

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

Section A. Chapter 191, RSMo, is amended by adding thereto two new sections, to be known as sections 191.713 and 191.714, to read as follows:

191.713. 1. Sections 191.713 and 191.714 shall be known and may be cited as the "Compassionate Assistance for Rape Emergencies (CARE) Act".

2. As used in sections 191.713 and 191.714, unless the context clearly indicates otherwise, the following terms shall mean:

(1) "Emergency care to sexual assault victims", medical examinations, procedures, or services provided at a hospital to a sexual assault victim following an alleged rape;

(2) "Emergency contraception", any drug or device approved by the Food and Drug Administration that prevents pregnancy after sexual intercourse;

(3) "Health care facility", any urgent care center or facility that offers treatment for patients during normal business, after-business, or weekend hours and that is affiliated with a licensed hospital;

(4) "Sexual assault", as defined in section 566.040;

(5) "Sexual assault victim", a female who is alleged to have been raped and is presented as a patient.

191.714. 1. It shall be the standard of care for any hospital and any health care facility that provides emergency care to sexual assault victims to:

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) Orally inform each sexual assault victim of her option to be provided emergency**
4 **contraception at the hospital;**

5 **(2) Provide the complete regimen of emergency contraception immediately at the**
6 **hospital or health care facility to each sexual assault victim who requests it; and**

7 **(3) Follow the Department of Justice protocols on HIV/STD screening and**
8 **prophylactic treatment as referenced in 19 CSR 40-10.010 and the sexual assault forensic**
9 **exam checklist promulgated by the department of health and senior services.**

10 **2. The department shall promulgate rules to implement the provisions of sections**
11 **191.713 and 191.714.**

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