

SECOND REGULAR SESSION

# SENATE BILL NO. 816

97TH GENERAL ASSEMBLY

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INTRODUCED BY SENATOR SATER.

Read 1st time February 3, 2014, and ordered printed.

TERRY L. SPIELER, Secretary.

5817S.011

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## AN ACT

To repeal section 191.1110, RSMo, and to enact in lieu thereof one new section relating to volunteer health services.

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

Section A. Section 191.1110, RSMo, is repealed and one new section  
2 enacted in lieu thereof, to be known as section 191.1110, to read as follows:

191.1110. 1. (1) No licensed health care provider who engages in the  
2 voluntary provision of health care services, within the limits of the person's  
3 license, certificate, or authorization, to any patient of a sponsoring organization  
4 shall be liable for any civil damages for any act or omission resulting from the  
5 rendering of such services, unless the act or omission was the result of such  
6 person's gross deviation from the ordinary standard of care or willful misconduct.

7 (2) The volunteer licensee who is providing free care shall not receive  
8 compensation of any type, directly or indirectly, or any benefits of any type  
9 whatsoever, or any consideration of any nature, from any person for the free  
10 care. Nor shall such service be a part of the provider's training or assignment.

11 (3) The volunteer licensee shall be acting within the scope of such license,  
12 certification, or authority.

13 (4) A health care licensee providing free health care shall not engage in  
14 activities at a clinic, or at the health care licensee's office, if the activities are  
15 performed on behalf of the sponsoring organization, unless such activities are  
16 authorized by the appropriate authorities to be performed at the clinic or office  
17 and the clinic or office is in compliance with all applicable regulations.

18 2. For purposes of this section, any commissioned or contract medical  
19 officer or dentist serving on active duty in the United States Armed Forces and  
20 assigned to duty as a practicing, commissioned, or contract medical officer or

21 dentist at any military hospital or medical facility owned and operated by the  
22 United States government shall be deemed to be licensed.

23 **3. Nothing in sections 191.1100 to 191.1112 shall apply to health**  
24 **care providers providing health care services under sections 44.045 to**  
25 **44.415.**

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