

Hall of the House of Representatives

88th General Assembly - Regular Session, 2011

Amendment Form

Subtitle of House Bill No. 1983

AN ACT TO CREATE THE HEALTHCARE FREEDOM OF CONSCIENCE ACT.

Amendment No. 2 to House Bill No. 1983

Amend House Bill No. 1983 as engrossed, H3/9/11 (version: 03/09/2011 12:16:29 PM)

Page 1, delete line 31 and substitute the following:

"(1) A health care professional's primary responsibility is to ensure that patients receive safe and appropriate medical care;

(2) It is the public policy of Arkansas to respect and protect"

AND

Page 1, line 34, delete "(2)" and substitute "(3)"

AND

Page 2, line 2 delete "(b)(1)" and substitute "(b)"

AND

Page 2, delete line 4 and substitute the following:

"healthcare payers to decline to pay for, provide, perform,"

AND

Page 2, delete lines 7 through 10

AND

Page 3, delete lines 33 through 36

AND

Page 4, delete lines 1 through 20 and substitute the following:

"(M) A social worker; or

(N) Medical or nursing school faculty;

(6) "Healthcare services " means:

(A) Abortion;

(B) Artificial insemination;



- (C) Assisted reproduction;
- (D) Human cloning;
- (E) Euthanasia;
- (F) Human embryonic stem-cell research;
- (G) Fetal experimentation;
- (H) Assisted suicide; and
- (I) Sterilization;

(7) "Participate" means to provide, perform, assist in, refer for, admit for purposes of providing, or participate in providing healthcare services under this chapter; and"

AND

Page 4, line 25, delete "A person" and substitute "(a) A person"

AND

Page 5, delete line 29 and substitute the following:

"of the healthcare provider, healthcare institution, or healthcare payer.

(b) A healthcare provider may decline to participate in a healthcare service that violates his or her conscience if:

(1) The healthcare provider notifies his or her employer and each healthcare institution in which the healthcare provider provides services, in writing, of the healthcare services to which the healthcare provider objects;

(2) The healthcare provider's employer and each of the healthcare institutions in which the healthcare provider provides services can, without creating undue hardship, provide a reasonable accommodation of the healthcare provider's objection; and

(3)(A) The healthcare provider's employer and each of the healthcare institutions in which the healthcare provider provides services establish protocols that ensure that the patient is timely informed of all medical alternatives and is provided access to healthcare services despite the refusal of the healthcare provider to participate.

(B) Protocols under subdivision (b)(3)(A) of this section may provide access to healthcare services through referral to another healthcare provider so long as the resulting delay is not detrimental to the health of the patient."

AND

Page 4, delete lines 31 through 36

AND

Page 5, delete lines 1 through 3

The Amendment was read
By: Representative D. Meeks
MGF/CDS - 03/24/11 10:44
MGF499

Chief Clerk