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3 AMENDMENT TO HB315
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8 On page 2, line 1, delete "and"

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10 On page 2, line 2, after "offense" add the
11 following:

12 ; and to provide for civil and criminal immunity for
13 physicians, health care practitioners, and hospitals under
14 certain conditions
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16 On page 2, line 20, insert a new Section 2 as
17 follows and renumber the subsequent section accordingly:

18 Section 2. A physician, health care practitioner, or
19 hospital, including agents and employees of a physician,
20 health care practitioner, or hospital, that receives or treats
21 a woman, unborn child, or child after the use of services of a
22 midwife, other than those services offered by a licensed
23 professional nurse licensed by the State Board of Nursing and
24 the State Board of Medical Examiners, shall be immune from any
25 civil or criminal liability for any subsequent examination,
26 treatment, or care provided to a woman, unborn child, or
27 child, associated with the care of someone holding himself or

1 herself out as a midwife. No physician, health care
2 practitioner, or hospital, including agents and employees of a
3 physician, health care practitioner, or hospital, shall be
4 liable for any act or omission resulting from a woman's
5 decision to have a physiologic childbirth outside of a
6 hospital or medical facility. Any physician, health care
7 practitioner, or hospital, including agents and employees of a
8 physician, health care practitioner, or hospital, who attends
9 to the woman or the woman's baby in circumstances arising out
10 of or related to the woman's pregnancy or delivery, following
11 the creation of the midwife-client relationship, other than
12 one created by a licensed professional nurse licensed by the
13 State Board of Nursing and the State Board of Medical
14 Examiners, is immune from civil or criminal liability for any
15 act or omission occurring in connection therewith.
16 Furthermore, no physician, health care practitioner, or
17 hospital, including agents and employees of a physician,
18 health care practitioner, or hospital shall be liable for
19 civil damages for any act or omission resulting from the
20 administration of services or advice given to a woman by a
21 midwife who is not a licensed professional nurse licensed by
22 the State Board of Nursing and the State Board of Medical
23 Examiners.