

1 SB413
2 138541-1
3 By Senators Coleman, Fielding, Irons, Figures, Bedford,
4 Beasley, Sanders, Singleton, Ross and Keahey
5 RFD: Judiciary
6 First Read: 15-MAR-12

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8 SYNOPSIS: This bill would be known as the Right to
9 Professional Medical Judgment Act.

10 This bill would allow a licensed physician
11 or health care provider to refuse to perform any
12 medical service that is not medically necessary or
13 could harm a patient.

14
15 A BILL
16 TO BE ENTITLED
17 AN ACT

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19 Relating to health care, to establish the Right to
20 Professional Medical Judgment Act, to allow a licensed
21 physician or health care provider to refuse to perform
22 unnecessary medical services or services that could harm a
23 patient.

24 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

25 Section 1. This bill would be known and may be cited
26 as the Right to Professional Medical Judgment Act.

1 Section 2. No physician or health care provider
2 licensed to practice in the State of Alabama shall be forced
3 by state or local regulatory authority to perform any medical
4 service or component of medical service if the service or
5 component of service is not medically necessary or would be
6 harmful to the patient and the patient does not desire the
7 medical service. The right to practice within the scope of a
8 medical license supersedes any existing or future legislative
9 act.

10 Section 3. This act shall become effective
11 immediately following its passage and approval by the
12 Governor, or its otherwise becoming law.