

1 HB577
2 138695-1
3 By Representatives Hall, Todd, Givan, Scott, Rogers, Moore
4 (M), Newton (D), Bracy, Buskey, Boyd, Bandy, Grimsley, Melton,
5 Forte, Hubbard (J), Beech, McClammy, Howard, Kennedy, Black,
6 Robinson (O), Holmes, Coleman and McAdory
7 RFD: Health
8 First Read: 20-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 and the patient does not
14 desire the medical service.

15
16 A BILL
17 TO BE ENTITLED
18 AN ACT

19
20 Relating to health care, to establish the Right to
21 Professional Medical Judgment Act, to allow a licensed
22 physician or health care provider to refuse to perform
23 unnecessary medical services or services that could harm a
24 patient and the patient does not desire the medical service.

25 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

26 Section 1. This bill would be known and may be cited
27 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.