

# SENATE BILL NO. 1141

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR HUDSON.

4462S.02I

KRISTINA MARTIN, Secretary

## AN ACT

To amend chapter 191, RSMo, by adding thereto one new section relating to the right to refuse to participate in certain medical treatments.

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

Section A. Chapter 191, RSMo, is amended by adding thereto  
2 one new section, to be known as section 191.1705, to read as  
3 follows:

191.1705. 1. As used in this section, the following  
2 terms mean:

3 (1) "Health care institution", any public or private  
4 hospital, outpatient center for primary care, medical  
5 center, physician organization, health care professional  
6 association, outpatient center for surgical services,  
7 private physician's office, pharmacy, long-term care  
8 facility, medical school, nursing school, medical training  
9 facility, or other entity or location in which health care  
10 services are performed;

11 (2) "Health care professional", any physician; nurse  
12 practitioner or other nurse; physician assistant; nurse's  
13 aide; allied health professional; medical assistant;  
14 employee of a hospital, outpatient center for primary care,  
15 outpatient center for surgical services, long-term care  
16 facility, or pharmacy; pharmacist; pharmacy technician;  
17 medical school faculty member or student; nursing school

18 faculty member or student; psychology or counseling faculty  
19 member or student; medical researcher; laboratory  
20 technician; counselor; social worker; or other person who  
21 facilitates or participates in a health care service;

22 (3) "Sex reassignment or gender identity  
23 transitioning", the process in which a person transitions  
24 from identifying with and living as a gender that  
25 corresponds to his or her biological sex to identifying with  
26 and living as a gender different from his or her biological  
27 sex and may involve social, legal, or physical changes.

28 2. No health care institution or any health care  
29 professional or other person shall be required to perform,  
30 assist, or participate in medical procedures, treatments,  
31 counseling, prescriptions, or surgeries related to sex  
32 reassignment or gender identity transitioning if such  
33 procedures, treatments, counseling, prescriptions, or  
34 surgeries are contrary to the established policy of, or the  
35 moral, ethical, or religious beliefs of, such health care  
36 institution, health care professional, or other person.

37 3. No person or institution shall be:

38 (1) Denied or discriminated against in the receipt of  
39 any public benefit, assistance, or privilege whatsoever; or

40 (2) Denied or discriminated against in any public or  
41 private employment by any means including, but not limited  
42 to, any adverse action related to hiring, promotion,  
43 advancement, transfer, licensing, education, training, or  
44 granting of hospital privileges or staff appointments on the  
45 grounds that the person or institution refuses to perform,  
46 assist, or participate in medical procedures, treatments,  
47 counseling, prescriptions, or surgeries related to sex  
48 reassignment or gender identity transitioning.

49           4. No cause of action shall accrue against any such  
50 health care institution, health care professional, or other  
51 person on account of such refusal to perform, assist, or  
52 participate in medical procedures, treatments, counseling,  
53 prescriptions, or surgeries related to sex reassignment or  
54 gender identity transitioning. This section may be used as  
55 a defense in any purported action related to or arising out  
56 of the exercise of the rights protected by this section. A  
57 health care institution, health care professional, or other  
58 person protected by this section who is aggrieved by a  
59 violation of the protections afforded under this section may  
60 commence a civil action at law, or in equity, for damages  
61 and injunctive or other appropriate relief. A prevailing  
62 party who establishes a violation of the rights protected by  
63 this section shall be awarded reasonable attorney's fees.

64           5. Nothing in this section shall be construed to allow  
65 any person to deny visitation, recognition of a designated  
66 representative for health care decision-making, or emergency  
67 medical treatment necessary to cure an illness or injury as  
68 required by law in accordance with the Emergency Medical  
69 Treatment and Labor Act, 42 U.S.C. Section 1395dd, in effect  
70 on January 1, 2026.

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