

4th Sub. S.B. 90 MEDICAL NEGLIGENCE - EXCLUSION

Representative **Stephen H. Urquhart** proposes the following amendments:

1. *Page 1, Lines 12 through 13:*

12 ▶ establishes that severe child abuse or neglect does not include the medical decision
13 of a competent parent ~~[[who has no prior history of abuse or neglect]]~~ ; and

2. *Page 4, Lines 96 through 98:*

96 (d) The medical decision of a competent parent or guardian does not constitute medical
97 neglect. A competent parent is defined herein as a parent who ~~[[is a reasonable, prudent, and fit~~
98 ~~care giver toward their child]]~~ has made a reasonable and prudent health decision for his child .

3. *Page 7, Lines 210 through 211:*

210 (c) the medical decision of a competent parent. A competent parent is defined herein
211 as a parent who ~~[[is a reasonable, prudent, and fit care giver toward their child]]~~ has made a
reasonable and prudent health decision for his child .

4. *Page 13, Lines 379 through 381:*

379 (iv) The medical decision of a competent parent or guardian does not constitute
380 medical neglect. A competent parent is defined herein as a parent who ~~[[is a reasonable, prudent,~~
381 ~~and fit care giver toward their child]]~~ has made a reasonable and prudent health decision for his
child .

5. *Page 17, Lines 510 through 512:*

510 (iv) The medical decision of a competent parent or guardian does not constitute
511 medical neglect. A competent parent is defined herein as a parent who ~~[[is a reasonable, prudent,~~
512 ~~and fit care giver toward their child]]~~ has made a reasonable and prudent health decision for his
child .

6. *Page 20, Lines 600 through 603:*

600 (5) All parents are presumed to be competent. This presumption may be rebutted if the
601 state can show that a parent or parents are incompetent beyond a reasonable doubt. A
602 competent parent is defined herein as a parent who ~~[[is a reasonable, prudent, and fit care giver~~
603 ~~toward their child]]~~ has made a reasonable and prudent health decision for his child .

