**OHIO STATE MEDICAL ASSOCIATION HOUSE OF DELEGATES**

**Resolution No. 07 – 2020**

**Introduced by:** OSMA Council

**Subject:** Legislative or Regulatory Interference in the Practice of Medicine in the State of Ohio

**Referred to:** Resolutions Committee No. 1

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**WHEREAS**, the Legislature of the State of Ohio has recently proposed laws that would be in direct conflict with the practice of evidence based medicine within the State of Ohio and, if enacted, would compel Ohio physicians to perform unnecessary and potentially life-threatening procedures on patients which are not within the standard of care; and

**WHEREAS**, there have also been recent proposed laws which would prohibit a duly licensed Ohio physician from discussing all appropriate, evidence-based treatment options with his/her patient; **therefore be it**

**RESOLVED**, that the OSMA actively work to ensure that the sanctity of the physician-patient relationship is protected in all legislative and regulatory matters; and, **be it further**

**RESOLVED**, That the current OSMA Policy 18 - 2012 (Criminalization of Medical Care) be amended to read as follows:

The OSMA opposes any portion of proposed legislation OR RULE that criminalizes clinical practice that is the standard of care; and, **be it further**

**RESOLVED**, That current OSMA Policy 10 – 1990 (Policy on Abortion) be amended as follows:

1. It is the position of the OSMA that the issue of support of or opposition to abortion is a matter for members of the OSMA to decide individually, based on personal values or beliefs.
2. The OSMA shall take no action which may be construed as an attempt to alter or influence the personal views of individual physicians regarding abortion procedures.
3. ITEMS 1 AND 2 NOTWITHSTANDING, THE OSMA SHALL TAKE A POSITION OF OPPOSITION TO ANY PROPOSED OHIO LEGISLATION OR RULE THAT WOULD:
* REQUIRE OR COMPEL OHIO PHYSICIANS TO PERFORM TREATMENT ACTIONS WHICH ARE NOT CONSISTENT WITH THE STANDARD OF CARE; OR,
* REQUIRE OR COMPEL OHIO PHYSICIANS TO DISCUSS TREATMENT OPTIONS THAT ARE NOT WITHIN THE STANDARD OF CARE AND/OR OMIT DISCUSSION OF TREATMENT OPTIONS THAT ARE WITHIN THE STANDARD OF CARE.

**Fiscal Note:** $50,000 (Sponsor)

 $50,000 (Staff)