

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By \_\_\_\_\_

1 AMEND Senate Bill No. 887, Page 1, In the Title, Lines 2 and 3, by deleting the words "a health  
2 care directives registry" and inserting in lieu thereof the words "health care"; and  
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4 Further amend said bill and page, Section A, Line 2, by inserting after all of said section and line  
5 the following:  
6

7 "192.380. 1. For purposes of this section, the following terms shall mean:

8 (1) "Birthing facility", any hospital as defined under section 197.020 with more than one  
9 licensed obstetric bed or a neonatal intensive care unit, a hospital operated by a state university, or a  
10 birthing center licensed under sections 197.200 to 197.240;

11 (2) "Department", the department of health and senior services.

12 2. After holding multiple public hearings in diverse geographic regions of the state and  
13 seeking broad public and stakeholder input, the department shall establish criteria for levels of  
14 maternal care designations and levels of neonatal care designations for birthing facilities. The levels  
15 developed under this section shall be based upon:

16 (1) The most current published version of the "Levels of Neonatal Care" developed by the  
17 American Academy of Pediatrics;

18 (2) The most current published version of the "Levels of Maternal Care" developed by the  
19 American Congress of Obstetricians and Gynecologists and the Society for Maternal-Fetal  
20 Medicine; and

21 (3) Necessary variance when considering the geographic and varied needs of citizens of this  
22 state.

23 3. Nothing in this section shall be construed in any way to modify or expand the licensure  
24 of any health care professional.

25 4. Nothing in this section shall be construed in any way to require a patient be transferred to  
26 a different facility.

27 5. The department shall promulgate rules to implement the provisions of this section no  
28 later than January 1, 2017. Such rules shall be limited to those necessary for the establishment of  
29 levels of neonatal care designations and levels of maternal care designations for birthing facilities  
30 under subsection 2 of this section. Any rule or portion of a rule, as that term is defined in section  
31 536.010, that is created under the authority delegated in this section shall become effective only if it  
32 complies with and is subject to all of the provisions of chapter 536 and, if applicable, section  
33 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the  
34 general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and  
35 annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any  
36 rule proposed or adopted after August 28, 2016, shall be invalid and void.

Standing Action Taken \_\_\_\_\_ Date \_\_\_\_\_

Select Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1       6. Beginning January 1, 2018, any hospital with a birthing facility shall report to the  
2 department its appropriate level of maternal care designation and neonatal care designation as  
3 determined by the criteria outlined under subsection 2 of this section.

4       7. Beginning January 1, 2018, any hospital with a birthing facility operated by a state  
5 university shall report to the department its appropriate level of maternal care designation and  
6 neonatal care designation as determined by the criteria outlined under subsection 2 of this section.

7       8. The department may partner with appropriate nationally recognized professional  
8 organizations with demonstrated expertise in maternal and neonatal standards of care to administer  
9 the provisions of this section.

10       9. The criteria for levels of maternal and neonatal care developed under subsection 2 of this  
11 section shall not include pregnancy termination or counseling or referral for pregnancy  
12 termination."; and

13  
14 Further amend said bill by amending the title, enacting clause, and intersectional references  
15 accordingly.  
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