

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for
2 Senate Bill Nos. 865 & 866, Page 1, Section A, Line 4, by inserting after all of said section and line
3 the following:
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5 "167.638. The department of health and senior services shall develop an informational
6 brochure relating to meningococcal disease that states that [an immunization] immunizations against
7 meningococcal disease [is] are available. The department shall make the brochure available on its
8 website and shall notify every public institution of higher education in this state of the availability
9 of the brochure. Each public institution of higher education shall provide a copy of the brochure to
10 all students and if the student is under eighteen years of age, to the student's parent or guardian.
11 Such information in the brochure shall include:

12 (1) The risk factors for and symptoms of meningococcal disease, how it may be diagnosed,
13 and its possible consequences if untreated;

14 (2) How meningococcal disease is transmitted;

15 (3) The latest scientific information on meningococcal disease immunization and its
16 effectiveness, including information on all meningococcal vaccines receiving a Category A or B
17 recommendation from the Advisory Committee on Immunization Practices; [and]

18 (4) A statement that any questions or concerns regarding immunization against
19 meningococcal disease may be answered by contacting the individuals's health care provider; and

20 (5) A recommendation that the current student or entering student receive meningococcal
21 vaccines in accordance with current Advisory Committee on Immunization Practices of the Centers
22 for Disease Control and Prevention guidelines.

23 174.335. 1. Beginning with the 2004-05 school year and for each school year thereafter,
24 every public institution of higher education in this state shall require all students who reside in on-
25 campus housing to have received the meningococcal vaccine not more than five years prior to
26 enrollment and in accordance with the latest recommendations of the Advisory Committee on
27 Immunization Practices of the Centers for Disease Control and Prevention, unless a signed
28 statement of medical or religious exemption is on file with the institution's administration. A
29 student shall be exempted from the immunization requirement of this section upon signed
30 certification by a physician licensed under chapter 334 indicating that either the immunization
31 would seriously endanger the student's health or life or the student has documentation of the disease
32 or laboratory evidence of immunity to the disease. A student shall be exempted from the
33 immunization requirement of this section if he or she objects in writing to the institution's
34 administration that immunization violates his or her religious beliefs.

35 2. Each public university or college in this state shall maintain records on the
36 meningococcal vaccination status of every student residing in on-campus housing at the university

Standing Action Taken _____ Date _____

Select Action Taken _____ Date _____

1 or college.

2 3. Nothing in this section shall be construed as requiring any institution of higher education
3 to provide or pay for vaccinations against meningococcal disease.

4 4. For purposes of this section, the term "on-campus housing" shall include, but not be
5 limited to, any fraternity or sorority residence, regardless of whether such residence is privately
6 owned, on or near the campus of a public institution of higher education.

7 198.054. Each year between October first and March first, all long-term care facilities
8 licensed under this chapter shall assist their health care workers, volunteers, and other employees
9 who have direct contact with residents in obtaining the vaccination for the influenza virus by either
10 offering the vaccination in the facility or providing information as to how they may independently
11 obtain the vaccination, unless contraindicated, in accordance with the latest recommendations of the
12 Centers for Disease Control and Prevention and subject to availability of the vaccine. Facilities are
13 encouraged to document that each health care worker, volunteer, and employee has been offered
14 assistance in receiving a vaccination against the influenza virus and has either accepted or
15 declined."; and

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17 Further amend said bill, Page 2, Section 338.075, Line 27, by inserting immediately after all of said
18 section and line the following:

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20 "338.200. 1. In the event a pharmacist is unable to obtain refill authorization from the
21 prescriber due to death, incapacity, or when the pharmacist is unable to obtain refill authorization
22 from the prescriber, a pharmacist may dispense an emergency supply of medication if:

23 (1) In the pharmacist's professional judgment, interruption of therapy might reasonably
24 produce undesirable health consequences;

25 (2) The pharmacy previously dispensed or refilled a prescription from the applicable
26 prescriber for the same patient and medication;

27 (3) The medication dispensed is not a controlled substance;

28 (4) The pharmacist informs the patient or the patient's agent either verbally, electronically,
29 or in writing at the time of dispensing that authorization of a prescriber is required for future refills;
30 and

31 (5) The pharmacist documents the emergency dispensing in the patient's prescription record,
32 as provided by the board by rule.

33 2. (1) If the pharmacist is unable to obtain refill authorization from the prescriber, the
34 amount dispensed shall be limited to the amount determined by the pharmacist within his or her
35 professional judgment as needed for the emergency period, provided the amount dispensed shall not
36 exceed a seven-day supply.

37 (2) In the event of prescriber death or incapacity or inability of the prescriber to provide
38 medical services, the amount dispensed shall not exceed a thirty-day supply.

39 3. Pharmacists or permit holders dispensing an emergency supply pursuant to this section
40 shall promptly notify the prescriber or the prescriber's office of the emergency dispensing, as
41 required by the board by rule.

42 4. An emergency supply may not be dispensed pursuant to this section if the pharmacist has
43 knowledge that the prescriber has otherwise prohibited or restricted emergency dispensing for the
44 applicable patient.

45 5. The determination to dispense an emergency supply of medication under this section shall
46 only be made by a pharmacist licensed by the board.

47 6. The board shall promulgate rules to implement the provisions of this section. Any rule or
48 portion of a rule, as that term is defined in section 536.010, that is created under the authority

1 delegated in this section shall become effective only if it complies with and is subject to all of the
2 provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are
3 nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to
4 review, to delay the effective date, or to disapprove and annul a rule are subsequently held
5 unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after
6 August 28, 2013, shall be invalid and void."; and

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8 Further amend said bill by amending the title, enacting clause, and intersectional references
9 accordingly.
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