

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718,
2 Page 1, Section A, Line 2, by inserting after all of said section and line the following:

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4 "21.790. 1. There is hereby established a joint committee of the general assembly, which
5 shall be known as the "Joint Committee on Substance Abuse Prevention and Treatment". The
6 committee shall be composed of six members from the house of representatives, six members from
7 the senate, and four members appointed by the governor. The senate members of the committee
8 shall be appointed by the president pro tempore of the senate and the house members by the speaker
9 of the house of representatives. There shall be at least two members from the minority party of the
10 senate and at least two members from the minority party of the house of representatives. The
11 members appointed by the governor shall include one member from the health care industry, one
12 member who is a first responder or law enforcement officer, one member who is a member of the
13 judiciary or a prosecuting attorney, and one member representing a substance abuse prevention
14 advocacy group.

15 2. The committee shall select a chairperson and a vice-chairperson, one of whom shall be a
16 member of the senate and one a member of the house of representatives. A majority of the
17 members shall constitute a quorum. The committee shall meet at least once during each legislative
18 session and at all other times as the chairperson may designate.

19 3. The committee shall:

20 (1) Conduct hearings on current and estimated future drug and substance use and abuse
21 within the state;

22 (2) Explore solutions to substance abuse issues; and

23 (3) Draft or modify legislation as necessary to effectuate the goals of finding and funding
24 education and treatment solutions to curb drug and substance use and abuse.

25 4. The committee shall report annually to the general assembly and the governor. The
26 report shall include recommendations for legislation pertaining to substance abuse prevention and
27 treatment.

28 190.096. 1. This section shall be known and may be cited as the "Tactical Response to
29 Traumatic Injuries Act".

30 2. For purposes of this section, "trauma public access kit" or "trauma PAK" means a first aid
31 response kit that contains at least all of the following:

32 (1) Two tourniquets;

33 (2) Two pressure dressings that are inspected for replacement no less than every three years;

34 (3) Four chest seals that are inspected for replacement no less than every three years;

35 (4) Medical materials and equipment similar to those described in subdivisions (1), (2), and
36 (3) of this subsection, and any additional items that are approved by local law enforcement or first

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1 responders, that adequately treat a traumatic injury, and can be stored in a readily available kit; and
2 (5) Instructional documents based upon nationally or internationally recognized evidence-
3 based treatment recommendations, guidelines, and programs.

4 3. In order to ensure public safety, a person or entity that supplies a trauma kit may provide
5 the person or entity that acquires the trauma kit with all information governing the use, installation,
6 operation, training, and maintenance of the trauma kit.

7 4. The placement of trauma PAKs in public or private buildings, facilities, or structures is
8 voluntary, but this shall not preclude any state agency or political subdivision from adopting
9 mandatory building standards requiring the placement of PAKs in public buildings, facilities, or
10 structures. If any person or entity places or requires the placement of PAKs in private buildings,
11 facilities, or structures, then such persons or entities shall comply with the requirements of
12 subsection 5 of this section in order for such person or entity, or any agents thereof, to claim
13 immunity from civil damages under subsection 6 of this section.

14 5. In order to ensure public safety, the entity responsible for managing the building, facility,
15 or tenants of a structure in which a trauma PAK is placed that is an occupied structure shall do all of
16 the following:

17 (1) Comply with all regulations governing the placement of a trauma PAK;

18 (2) Inspect all trauma PAKs acquired and placed on the premises of a building, facility, or
19 structure every three years from the date of installation to ensure that all materials, supplies, and
20 equipment contained in the trauma PAK are not expired, and replace any expired materials, supplies,
21 and equipment as necessary;

22 (3) Restock the trauma PAK after each use and replace any materials, supplies, and
23 equipment as necessary to ensure that all materials, supplies, and equipment required to be
24 contained in the trauma PAK are contained in the trauma PAK;

25 (4) At least once per year, notify tenants of the building, facility, or structure of the location
26 of the trauma PAK and provide information to tenants regarding contact information for training in
27 the use of the trauma PAK; and

28 (5) Provide tenants with instructions in the use of the trauma PAK from the training
29 programs described in subdivision (5) of subsection 2 of this section.

30 6. Notwithstanding any other provision of law, a person or entity that acquires and places a
31 trauma kit for emergency care in a structure shall not be liable for any civil damages resulting from
32 any acts or omissions in the rendering of emergency care by use of the trauma kit if that person or
33 entity has complied with subsection 5 of this section.

34 7. Any person who gratuitously and in good faith renders emergency care or treatment by
35 the use of a trauma PAK at the scene of an emergency shall not be held liable for any civil damages
36 as a result of such care or treatment, unless the person acts in a willful and wanton or reckless
37 manner in providing the care or treatment. The person or entity who provides appropriate training
38 to the person using the trauma PAK, the person or entity responsible for the site where the trauma
39 PAK is located, the person or entity that owns the trauma PAK, the person or entity that provided
40 clinical protocol for trauma PAK sites or programs, and the person or entity that reviews and
41 approves the clinical protocol shall likewise not be held liable for civil damages resulting from the
42 use of a trauma PAK. Nothing in this section shall affect any claims brought pursuant to chapter
43 537 or 538. The protections specified in this section shall not apply in the case of personal injury or
44 wrongful death that results from the gross negligence or willful or wanton misconduct of the person
45 who renders emergency care or treatment by the use of a trauma PAK."; and

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