

House _____ Amendment NO. _____

Offered By

AMEND House Committee Substitute No. 2 for Senate Bill No. 710, Page 12, Section 191.900,
Line 38, by deleting the word "substantial" and inserting in lieu thereof the word "reasonable"; and
Further amend said bill, section 191.1400, Page 16, Lines 15 to 20, by deleting all of said lines and
inserting in lieu thereof the following:

"member, or other person requested by the patient or resident for the purpose of a"; and

Further amend said bill, page, and section, Lines 27 to 29, by deleting all of said lines and inserting
in lieu thereof the following:

"visitation hours shall include evenings, weekends, and holidays. Minor children under twelve years
of age shall be allowed as compassionate care visitors, but access to a patient or resident may be
limited by a health care facility due to any of the provisions under subdivision (3) of subsection 6 of
this section."; and

Further amend said bill, page and section, lines 31 and 32, by deleting the words "when appropriate"
and inserting in lieu thereof the following:

"unless the patient's or resident's attending physician deems twenty-four-hour attendance to be
medically or therapeutically contraindicated as attested to in a patient's or resident's chart;"; and

Further amend said bill and section, Page 18, Line 79, by inserting after all of said line the
following:

"10. The health care facility shall have the burden of proof to establish that it is entitled to
limit access under the provisions of this section.

11. Any individual aggrieved by a violation of this section may bring a civil action for
injunctive relief, damages, or both."; and

Further amend said bill by renumbering all subsequent subsections accordingly; and

Further amend said bill, page and section, Line 82, by inserting after the word "section" the
following:

"if they have used the degree of care that a reasonable and prudent person would use under the same

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1 or similar circumstances"; and

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3 Further amend said bill, page, and section, Lines 87 to 88, by deleting all of said lines and inserting
4 in lieu thereof the following:

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6 "by a health care facility, the department of health and senior services, the department of social
7 services, or the governor upon declaring a state of emergency under chapter 44.

8 12. The provisions of this section shall not apply to any inpatient facility operated by the
9 department of mental health."; and

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11 Further amend said bill, Pages 18 to 20, Section 191.2290, Lines 1 to 80, by deleting all of said
12 section and lines from the bill; and

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14 Further amend said bill, Pages 70 to 72, Section 630.202, Lines 1 to 77, by deleting all of said
15 section and lines from the bill; and

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