

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:  
5

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  
10

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  
13

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  
16

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