

FIRST REGULAR SESSION

[PERFECTED]

HOUSE COMMITTEE SUBSTITUTE FOR

HOUSE BILL NO. 1162

102ND GENERAL ASSEMBLY

2386H.03P

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 191, RSMo, by adding thereto one new section relating to a graduate medical education grant program, with an emergency clause.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 191, RSMo, is amended by adding thereto one new section, to be
2 known as section 191.592, to read as follows:

191.592. 1. For purposes of this section, the following terms mean:

2 (1) "Department", the department of health and senior services;

3 (2) "Eligible entity", an entity that operates a physician medical residency
4 program in this state and that is accredited by the Accreditation Council for Graduate
5 Medical Education;

6 (3) "General primary care and psychiatry", family medicine, general internal
7 medicine, general pediatrics, internal medicine-pediatrics, general obstetrics and
8 gynecology, or general psychiatry;

9 (4) "Grant-funded residency position", a position that is accredited by the
10 Accreditation Council for Graduate Medical Education, that is established as a result of
11 funding awarded to an eligible entity for the purpose of establishing an additional
12 medical resident position beyond the currently existing medical resident positions, and
13 that is within the fields of general primary care and psychiatry. Such position shall end
14 when the medical residency funding under this section is completed or when the resident
15 in the medical grant-funded residency position is no longer employed by the eligible
16 entity, whichever is earlier;

EXPLANATION — Matter enclosed in bold-faced brackets ~~thus~~ in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 **(5) "Participating medical resident", an individual who is a medical school**
18 **graduate with a doctor of medicine degree or doctor of osteopathic medicine degree,**
19 **who is participating in a postgraduate training program at an eligible entity, and who is**
20 **filling a grant-funded residency position.**

21 **2. (1) Subject to appropriation, the department shall establish a medical**
22 **residency grant program to award grants to eligible entities for the purpose of**
23 **establishing and funding new general primary care and psychiatry medical residency**
24 **positions in this state and continuing the funding of such new residency positions for the**
25 **duration of the funded residency.**

26 **(2) (a) Funding shall be available for three years for residency positions in**
27 **family medicine, general internal medicine, and general pediatrics.**

28 **(b) Funding shall be available for four years for residency positions in general**
29 **obstetrics and gynecology, internal medicine-pediatrics, and general psychiatry.**

30 **3. (1) There is hereby created in the state treasury the "Medical Residency**
31 **Grant Program Fund". Moneys in the fund shall be used to implement and fund grants**
32 **to eligible entities.**

33 **(2) The medical residency grant program fund shall include funds appropriated**
34 **by the general assembly, reimbursements from awarded eligible entities who were not**
35 **able to fill the residency position or positions with an individual medical resident or**
36 **residents, and any gifts, contributions, grants, or bequests received from federal,**
37 **private, or other sources.**

38 **(3) The state treasurer shall be custodian of the fund. In accordance with**
39 **sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund**
40 **shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used**
41 **solely as provided in this section.**

42 **(4) Notwithstanding the provisions of section 33.080 to the contrary, any moneys**
43 **remaining in the fund at the end of the biennium shall not revert to the credit of the**
44 **general revenue fund.**

45 **(5) The state treasurer shall invest moneys in the fund in the same manner as**
46 **other funds are invested. Any interest and moneys earned on such investments shall be**
47 **credited to the fund.**

48 **4. Subject to appropriation, the department shall expend moneys in the medical**
49 **residency grant program fund in the following order:**

50 **(1) Necessary costs of the department to implement this section;**

51 **(2) Funding of grant-funded residency positions of individuals in the fourth year**
52 **of their residency, as applicable to residents in general obstetrics and gynecology,**
53 **internal medicine-pediatrics, and general psychiatry;**

54 **(3) Funding of grant-funded residency positions of individuals in the third year**
55 **of their residency;**

56 **(4) Funding of grant-funded residency positions of individuals in the second year**
57 **of their residency;**

58 **(5) Funding of grant-funded residency positions of individuals in the first year of**
59 **their residency; and**

60 **(6) The establishment of new grant-funded residency positions at awarded**
61 **eligible entities.**

62 **5. The department shall establish criteria to evaluate which eligible entities shall**
63 **be awarded grants for new grant-funded residency positions, criteria for determining**
64 **the amount and duration of grants, the contents of the grant application, procedures**
65 **and timelines by which eligible entities may apply for grants, and all other rules needed**
66 **to implement the purposes of this section. Such criteria shall include a preference for**
67 **eligible entities located in areas of highest need for general primary care and psychiatric**
68 **care physicians, as determined by the health professional shortage area score.**

69 **6. Eligible entities that receive grants under this section shall:**

70 **(1) Agree to supplement awarded funds under this section, if necessary, to**
71 **establish or maintain a grant-funded residency position for the duration of the funded**
72 **resident's medical residency; and**

73 **(2) Agree to abide by other requirements imposed by rule.**

74 **7. Annual funding per participating medical resident shall be limited to:**

75 **(1) Direct graduate medical education costs including, but not limited to:**

76 **(a) Salaries and benefits for residents, faculty, and program staff;**

77 **(b) Malpractice insurance, licenses, and other required fees; and**

78 **(c) Program administration and educational materials; and**

79 **(2) Indirect costs of graduate medical education necessary to meet the standards**
80 **of the Accreditation Council for Graduate Medical Education.**

81 **8. No new grant-funded residency positions under this section shall be**
82 **established after the tenth fiscal year in which grants are awarded. However, any**
83 **residency positions funded under this section may continue to be funded until the**
84 **completion of the resident's medical residency.**

85 **9. The department shall submit an annual report to the general assembly**
86 **regarding the implementation of the program developed under this section.**

87 **10. The department may promulgate all necessary rules and regulations for the**
88 **administration of this section. Any rule or portion of a rule, as that term is defined in**
89 **section 536.010, that is created under the authority delegated in this section shall**
90 **become effective only if it complies with and is subject to all of the provisions of chapter**

91 **536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable**
92 **and if any of the powers vested with the general assembly pursuant to chapter 536 to**
93 **review, to delay the effective date, or to disapprove and annul a rule are subsequently**
94 **held unconstitutional, then the grant of rulemaking authority and any rule proposed or**
95 **adopted after the effective date of this section shall be invalid and void.**

96 **11. The provisions of this section shall expire on January 1, 2038.**

Section B. Because immediate action is necessary to address the shortage of health
2 care providers in this state, section A of this act is deemed necessary for the immediate
3 preservation of the public health, welfare, peace, and safety, and is hereby declared to be an
4 emergency act within the meaning of the constitution, and section A of this act shall be in full
5 force and effect upon its passage and approval.

✓