

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for
2 Senate Bill No. 60, Page 20, Section 329.050, Line 81, by inserting after said section and line the
3 following:
4

5 "335.081. So long as the person involved does not represent or hold himself or herself out as
6 a nurse licensed to practice in this state, no provision of sections 335.011 to 335.096 shall be
7 construed as prohibiting:

8 (1) The practice of any profession for which a license is required and issued pursuant to the
9 laws of this state by a person duly licensed to practice that profession;

10 (2) The services rendered by technicians, nurses' aides or their equivalent trained and
11 employed in public or private hospitals and licensed long-term care facilities except the services
12 rendered in licensed long-term care facilities shall be limited to administering medication, excluding
13 injectable medications other than:

14 (a) Insulin;

15 (b) Subcutaneous injectable medications to treat diabetes as ordered by an individual legally
16 authorized to prescribe such medications; and

17 (c) Epinephrine auto-injectors ordered for stock supply in accordance with section 196.990
18 or prescribed for a resident's individual use by an individual legally authorized to prescribe such
19 epinephrine auto-injectors. Expected epinephrine auto-injector users shall receive training set forth
20 in section 196.990. As used in this paragraph, the term "epinephrine auto-injector" means a single-
21 use device used for the automatic injection of a premeasured dose of epinephrine into the human
22 body or another epinephrine delivery system approved by the United States Food and Drug
23 Administration for public use;

24 (3) The providing of nursing care by friends or members of the family of the person
25 receiving such care;

26 (4) The incidental care of the sick, aged, or infirm by domestic servants or persons primarily
27 employed as housekeepers;

28 (5) The furnishing of nursing assistance in the case of an emergency situation;

29 (6) The practice of nursing under proper supervision:

Action Taken _____ Date _____

1 (a) As a part of the course of study by students enrolled in approved schools of professional
2 nursing or in schools of practical nursing;

3 (b) By graduates of accredited nursing programs pending the results of the first licensing
4 examination or ninety days after graduation, whichever first occurs;

5 (c) A graduate nurse who is prevented from attending the first licensing examination
6 following graduation by reason of active duty in the military may practice as a graduate nurse
7 pending the results of the first licensing examination scheduled by the board following the release of
8 such graduate nurse from active military duty or pending the results of the first licensing
9 examination taken by the graduate nurse while involved in active military service whichever comes
10 first;

11 (7) The practice of nursing in this state by any legally qualified nurse duly licensed to
12 practice in another state whose engagement requires such nurse to accompany and care for a patient
13 temporarily residing in this state for a period not to exceed six months;

14 (8) The practice of any legally qualified nurse who is employed by the government of the
15 United States or any bureau, division or agency thereof, while in the discharge of his or her official
16 duties or to the practice of any legally qualified nurse serving in the Armed Forces of the United
17 States while stationed within this state;

18 (9) Nonmedical nursing care of the sick with or without compensation when done in
19 connection with the practice of the religious tenets of any church by adherents thereof, as long as
20 they do not engage in the practice of nursing as defined in sections 335.011 to 335.096;

21 (10) The practice of any legally qualified and licensed nurse of another state, territory, or
22 foreign country whose responsibilities include transporting patients into, out of, or through this state
23 while actively engaged in patient transport that does not exceed forty-eight hours in this state."; and
24

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