

House _____ Amendment NO. _____

Offered By

1 AMEND House Bill No. 398, Page 1, Section A, Line 3, by inserting after all of said section and
2 line the following:

3
4 "190.101. 1. There is hereby established a "State Advisory Council on Emergency Medical
5 Services" which shall consist of ~~[sixteen]~~ no fewer than thirteen members, one of which shall be [a
6 ~~resident~~] the chief paramedic of a city not within a county. The remaining members of the council
7 shall be appointed ~~[by the governor with the advice and consent of the senate and]~~ as follows:

8 (1) One member with a background in mobile integrated health care and community
9 paramedicine shall be appointed by the director of the department of health and senior services from
10 the recommendations described in subdivision (4) of this subsection;

11 (2) One member shall be appointed by each regional EMS advisory committee;

12 (3) One member, who shall be a member of the time-critical diagnosis advisory committee,
13 shall be appointed by the time-critical diagnosis advisory committee; and

14 (4) All other members shall be appointed by the director of the department of health and
15 senior services from recommendations provided by:

16 (a) A statewide professional association representing ambulance service managers;

17 (b) A statewide professional association representing emergency medical technicians and
18 paramedics;

19 (c) A statewide professional association representing ambulance districts;

20 (d) A statewide professional association representing fire chiefs;

21 (e) A statewide professional association representing fire protection districts;

22 (f) A statewide professional association representing firefighters;

23 (g) A statewide professional association representing emergency nurses;

24 (h) A statewide professional association representing the air ambulance industry;

25 (i) A statewide professional association representing emergency medical services
26 physicians;

27 (j) A statewide association representing hospitals; and

28 (k) A statewide association representing pediatric emergency professionals.

Action Taken _____ Date _____

1 2. The members of the council shall serve terms of four years. The ~~[governor]~~ council shall
2 ~~[designate]~~ annually elect one of ~~[the]~~ its members as chairperson and may elect other officers as
3 ~~deemed necessary~~. The chairperson may appoint subcommittees that include noncouncil members.

4 ~~[2-]~~ 3. The state EMS medical directors advisory committee and the regional EMS advisory
5 committees will be recognized as subcommittees of the state advisory council on emergency
6 medical services.

7 ~~[3-]~~ 4. The council shall have geographical representation and representation from
8 appropriate areas of expertise in emergency medical services including volunteers, professional
9 organizations involved in emergency medical services, EMT's, paramedics, nurses, firefighters,
10 physicians, ambulance service administrators, hospital administrators and other health care
11 providers concerned with emergency medical services. ~~[The regional EMS advisory committees~~
12 ~~shall serve as a resource for the identification of potential members of the state advisory council on~~
13 ~~emergency medical services.~~

14 ~~4-]~~ 5. The state EMS medical director, as described under section 190.103, shall serve as an
15 ex officio member of the council.

16 ~~[5-]~~ 6. The members of the council and subcommittees shall serve without compensation
17 except that members of the council shall, subject to appropriations, be reimbursed for reasonable
18 travel expenses and meeting expenses related to the functions of the council.

19 ~~[6-]~~ 7. The purpose of the council is to make recommendations to the governor, the general
20 assembly, and the department on policies, plans, procedures and proposed regulations on how to
21 improve the statewide emergency medical services system. The council shall advise the governor,
22 the general assembly, and the department on all aspects of the emergency medical services system.

23 ~~[7-]~~ 8. (1) There is hereby established a standing subcommittee of the council to monitor
24 the implementation of the recognition of the EMS personnel licensure interstate compact under
25 sections 190.900 to 190.939, the interstate commission for EMS personnel practice, and the
26 involvement of the state of Missouri. The subcommittee shall meet at least biannually and receive
27 reports from the Missouri delegate to the interstate commission for EMS personnel practice. The
28 subcommittee shall consist of at least seven members appointed by the chair of the council, to
29 include at least two members as recommended by the Missouri state council of firefighters and one
30 member as recommended by the Missouri Association of Fire Chiefs. The subcommittee may
31 submit reports and recommendations to the council, the department of health and senior services,
32 the general assembly, and the governor regarding the participation of Missouri with the recognition
33 of the EMS personnel licensure interstate compact.

34 (2) The subcommittee shall formally request a public hearing for any rule proposed by the
35 interstate commission for EMS personnel practice in accordance with subsection 7 of section
36 190.930. The hearing request shall include the request that the hearing be presented live through the
37 internet. The Missouri delegate to the interstate commission for EMS personnel practice shall be
38 responsible for ensuring that all hearings, notices of, and related rulemaking communications as

1 required by the compact be communicated to the council and emergency medical services personnel
2 under the provisions of subsections 4, 5, 6, and 8 of section 190.930.

3 (3) The department of health and senior services shall not establish or increase fees for
4 Missouri emergency medical services personnel licensure in accordance with this chapter for the
5 purpose of creating the funds necessary for payment of an annual assessment under subdivision (3)
6 of subsection 5 of section 190.924.

7 ~~[&]~~ 9. The council shall consult with the time-critical diagnosis advisory committee, as
8 described under section 190.257, regarding time-critical diagnosis."; and

9
10 Further amend said bill, Page 3, Section 210.030, Line 32, by inserting after all of said section and
11 line the following:

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13 "338.710. 1. There is hereby created in the Missouri board of pharmacy the "RX Cares for
14 Missouri Program". The goal of the program shall be to promote medication safety and to prevent
15 prescription drug abuse, misuse, and diversion in Missouri.

16 2. The board, in consultation with the department, shall be authorized to expend, allocate, or
17 award funds appropriated to the board to private or public entities to develop or provide programs or
18 education to promote medication safety or to suppress or prevent prescription drug abuse, misuse,
19 and diversion in the state of Missouri. In no case shall the authorization include, nor the funds be
20 expended for, any state prescription drug monitoring program including, but not limited to, such as
21 are defined in 38 CFR 1.515. Funds disbursed to a state agency under this section may enhance, but
22 shall not supplant, funds otherwise appropriated to such state agency.

23 3. The board shall be the administrative agency responsible for implementing the program
24 in consultation with the department. The board and the department may enter into interagency
25 agreements between themselves to allow the department to assist in the management or operation of
26 the program. The board may award funds directly to the department to implement, manage,
27 develop, or provide programs or education pursuant to the program.

28 4. After a full year of program operation, the board shall prepare and submit an evaluation
29 report to the governor and the general assembly describing the operation of the program and the
30 funds allocated. ~~[Unless otherwise authorized by the general assembly, the program shall expire on~~
31 ~~August 28, 2026.]~~"; and

32
33 Further amend said bill, Page 4, Section 376.1240, Line 15, by inserting after all of said section and
34 line the following:

35
36 "632.305. 1. An application for detention for evaluation and treatment at a mental health
37 facility may be executed by any adult person, who need not be an attorney or represented by an
38 attorney, on a form provided by the court for such purpose, and shall allege under oath~~[, without a~~
39 ~~notarization requirement,]~~ that the applicant has reason to believe that the respondent is suffering

1 from a mental disorder and presents a likelihood of serious harm to himself or herself or to others.
2 The application shall specify the factual information on which such belief is based and should
3 contain the names and addresses of all persons known to the applicant who have knowledge of such
4 facts through personal observation.

5 2. The filing of a written application in court by any adult person, who need not be an
6 attorney or represented by an attorney, shall authorize the applicant to bring the matter before the
7 court on an ex parte basis to determine whether the respondent should be taken into custody and
8 transported to a mental health facility. The application may be filed in the court having probate
9 jurisdiction in any county where the respondent may be found. If the court finds that there is
10 probable cause, either upon testimony under oath or upon a review of affidavits, declarations, or
11 other supporting documentation, to believe that the respondent may be suffering from a mental
12 disorder and presents a likelihood of serious harm to himself or herself or others, it shall direct a
13 peace officer to take the respondent into custody and transport him or her to a mental health facility
14 for detention for evaluation and treatment for a period not to exceed ninety-six hours unless further
15 detention and treatment is authorized pursuant to this chapter. Nothing herein shall be construed to
16 prohibit the court, in the exercise of its discretion, from giving the respondent an opportunity to be
17 heard.

18 3. A peace officer may take a person into custody for detention for evaluation and treatment
19 at a mental health facility for a period not to exceed ninety-six hours only when such peace officer
20 has reasonable cause to believe that such person is suffering from a mental disorder and that the
21 likelihood of serious harm by such person to himself or herself or others is imminent unless such
22 person is immediately taken into custody. Upon arrival at the mental health facility, the peace
23 officer who conveyed such person or caused him or her to be conveyed shall either present the
24 application for detention for evaluation and treatment upon which the court has issued a finding of
25 probable cause and the respondent was taken into custody or complete an application for initial
26 detention for evaluation and treatment for a period not to exceed ninety-six hours which shall be
27 based upon his or her own personal observations or investigations and shall contain the information
28 required in subsection 1 of this section.

29 4. If a person presents himself or herself or is presented by others to a mental health facility
30 and a licensed physician, a registered professional nurse or a mental health professional designated
31 by the head of the facility and approved by the department for such purpose has reasonable cause to
32 believe that the person is mentally disordered and presents an imminent likelihood of serious harm
33 to himself or herself or others unless he or she is accepted for detention, the licensed physician, the
34 mental health professional or the registered professional nurse designated by the facility and
35 approved by the department may complete an application for detention for evaluation and treatment
36 for a period not to exceed ninety-six hours. The application shall be based on his or her own
37 personal observations or investigation and shall contain the information required in subsection 1 of
38 this section.

1 5. (1) No notarization shall be required for an application, or for any affidavits,
2 declarations, or other documents supporting an application, completed or executed by:

3 (a) A peace officer under subsection 3 of this section;

4 (b) A licensed physician, mental health professional, or registered professional nurse under
5 subsection 4 of this section; or

6 (c) An employee acting on behalf of a hospital, as defined in section 197.020, under
7 subsections 1 and 2 of this section.

8 (2) The application and any affidavits, declarations, or other documents supporting the
9 application shall be subject to the provisions of section 492.060 allowing for declaration under
10 penalty of perjury."; and

11
12 Further amend said bill by amending the title, enacting clause, and intersectional references
13 accordingly.