



MISSOURI HOUSE OF REPRESENTATIVES
WITNESS APPEARANCE FORM

BILL NUMBER: HB 2249		DATE: 2/5/2026	
COMMITTEE: Health and Mental Health			
TESTIFYING: ☒ IN SUPPORT OF ☐ IN OPPOSITION TO ☐ FOR INFORMATIONAL PURPOSES			
WITNESS NAME			
INDIVIDUAL:			
WITNESS NAME: AMANDA KEARNS		PHONE NUMBER:	
BUSINESS/ORGANIZATION NAME:		TITLE:	
ADDRESS:			
CITY:		STATE:	ZIP:
EMAIL:	ATTENDANCE:		SUBMIT DATE: 2/5/2026 12:00 AM
THE INFORMATION ON THIS FORM IS PUBLIC RECORD UNDER CHAPTER 610, RSMo.			



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WITNESS NAME			
INDIVIDUAL:			
WITNESS NAME: ARNIE "HONEST-ABE" DIENOFF-STATE PUBLIC ADVOCATE		PHONE NUMBER:	
BUSINESS/ORGANIZATION NAME:		TITLE:	
ADDRESS:			
CITY:		STATE:	ZIP:
EMAIL:	ATTENDANCE: In-Person		SUBMIT DATE: 2/5/2026 11:41 PM

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I am in Support of this Bill, that is Bipartisan and makes common-sense by protecting children in Child-Care Facilities by allowing Epinephrine Pens in the Facility.



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WITNESS NAME			
BUSINESS/ORGANIZATION:			
WITNESS NAME: BRIDGET TYREY		PHONE NUMBER: 314-322-7658	
BUSINESS/ORGANIZATION NAME: GATEWAY BLEEDING DISORDERS ASSOCIATION		TITLE:	
ADDRESS: 6006 HAMPTON AVE.			
CITY: ST. LOUIS		STATE: MO	ZIP: 63109
EMAIL:	ATTENDANCE:	SUBMIT DATE: 2/5/2026 12:00 AM	
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TESTIFYING: ☐ IN SUPPORT OF ☒ IN OPPOSITION TO ☐ FOR INFORMATIONAL PURPOSES			
WITNESS NAME			
INDIVIDUAL:			
WITNESS NAME: SARAH BERRY		PHONE NUMBER:	
BUSINESS/ORGANIZATION NAME:		TITLE:	
ADDRESS:			
CITY:		STATE:	ZIP:
EMAIL:	ATTENDANCE: Written		SUBMIT DATE: 2/4/2026 9:07 AM
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HB 2249 is unnecessary, duplicative, and legally dangerous.

Missouri already recognizes implied consent in medical emergencies, particularly where delay creates a substantial risk of death or serious harm. Codifying conditional consent requirements for epinephrine administration injects hesitation into moments where seconds matter, exposing children, caregivers, and facilities to preventable harm and litigation.

More concerning, the bill attempts to statutorily immunize ordinary negligence while simultaneously declaring emergency medical intervention “not the practice of medicine.”

That construction is legally incoherent. Emergency administration of epinephrine is medical care governed by existing professional standards. Legislative attempts to disclaim that reality do not eliminate liability—they invite constitutional challenge.

Article I, Section 14 of the Missouri Constitution guarantees access to the courts. Blanket immunity provisions that extinguish claims for ordinary negligence—especially involving minors—have repeatedly drawn judicial scrutiny. This bill creates precisely that exposure while offering no demonstrable public-safety benefit beyond what current law already provides.

Finally, HB 2249 is part of a cross-bill pattern: multiple substantially similar measures filed in the same session, each expanding immunity while narrowing accountability. That pattern suggests a policy objective unrelated to child safety and raises serious concerns about incremental erosion of established legal protections.

Missouri does not need new statutes that delay emergency care, blur medical standards, and pre-empt judicial oversight. Existing law already allows epinephrine to be administered in emergencies—without hesitation, without confusion, and without stripping families of constitutional remedies.

HB 2249 should be rejected.

AMEND HB 2249 BY ADDING THE FOLLOWING SUBSECTION TO SECTION 196.990:

****“Notwithstanding any provision of this section to the contrary, when an individual is reasonably believed to be experiencing anaphylaxis or another life-threatening allergic reaction, consent for the administration of epinephrine shall be conclusively presumed under Missouri’s implied-consent doctrine. No parent or guardian approval shall be required as a condition precedent to treatment.**

Nothing in this section shall be construed to: (a) eliminate liability for ordinary negligence; (b) redefine or disclaim medical judgment or standards of care; or (c) impair any cause of action protected under Article I, Section 14 of the Missouri Constitution.”**