

FIRST REGULAR SESSION

# HOUSE BILL NO. 838

## 96TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES BRATTIN (Sponsor), LICHTENEGGER, DAVIS, TALBOY,  
BARNES AND LASATER (Co-sponsors).

1991L.011

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To amend chapter 191, RSMo, by adding thereto one new section relating to newborn screenings.

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*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 191.334, to read as follows:

**191.334. 1. This section shall be known and may be cited as "Chloe's Law".**

2 **2. By January 1, 2012, the department of health and senior services shall, subject**  
3 **to appropriations, expand the newborn screening requirements in section 191.331 to**  
4 **include pulse oximetry screening prior to discharge of the newborn from the health care**  
5 **facility.**

6 **3. The department of health and senior services may promulgate rules to implement**  
7 **the provisions of this section. Any rule or portion of a rule, as that term is defined in**  
8 **section 536.010, that is created under the authority delegated in this section shall become**  
9 **effective only if it complies with and is subject to all of the provisions of chapter 536 and,**  
10 **if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of**  
11 **the powers vested with the general assembly pursuant to chapter 536 to review, to delay**  
12 **the effective date, or to disapprove and annul a rule are subsequently held**  
13 **unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted**  
14 **after August 28, 2011, shall be invalid and void.**

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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.