

FIRST REGULAR SESSION

[PERFECTED]

HOUSE COMMITTEE SUBSTITUTE FOR

HOUSE BILL NO. 287

96TH GENERAL ASSEMBLY

1070L.06P

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 197.705, RSMo, and to enact in lieu thereof one new section relating to health care professional identification badges.

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

Section A. Section 197.705, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 197.705, to read as follows:

197.705. **1. Except as otherwise provided in subsection 2 of this section, all hospitals, ambulatory surgical centers, and health care facilities, defined in sections 197.020, 197.200, and [197.305] 197.366, shall require all personnel providing services in such facilities to wear identification badges while acting within the scope of their employment. The identification badges of all personnel shall prominently display the licensure status of such personnel and shall include the following:**

(1) **A recent photograph of the employee, the employee's first name, the employee's title, and the name of the health care facility or organization;**

(2) **The title of the employee shall be as large as possible in a single line in block type and shall occupy a one-half inch tall strip as close as practicable to the bottom edge of the badge;**

(3) **Titles shall be as follows:**

(a) **A medical doctor as defined in section 334.021 shall have the title "Physician" at the bottom one-half inch margin of the name tag;**

(b) **Any nurse as defined in section 335.016 may have the title "Advanced Practice Registered Nurse", "Certified Nurse Midwife", "Certified Nurse Practitioner", "Certified Registered Nurse Anesthetist", "Licensed Practical Nurse", "Registered Nurse", or**

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.

18 **"Clinical Nurse Specialist" as applicable for such nurse's level of nursing, licensure, and**
19 **certification; and**

20 **(c) All other titles shall be determined by rule by the department of health and**
21 **senior services.**

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23 **Nothing in this section shall prohibit a health care provider from placing the provider's**
24 **additional specialty or designation after the provider's name on the badge.**

25 **2. Personnel shall not be required to wear an identification badge while delivering**
26 **direct care to a consumer if not clinically feasible.**

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

36 **4. Nothing in this section shall require the immediate replacement of identification**
37 **badges worn by personnel currently employed on or before August 28, 2011. Such**
38 **identification badges shall be replaced within a reasonable time after August 28, 2011, such**
39 **as at a regularly scheduled interval of reissuance; except that, all identification badges**
40 **worn by personnel of hospitals and health care facilities shall comply with this section**
41 **within five years from August 28, 2011.**