

FIRST REGULAR SESSION

# HOUSE BILL NO. 894

## 93RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE SATER.

Read 1<sup>st</sup> time March 31, 2005 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

2194L.011

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### AN ACT

To amend chapter 302, RSMo, by adding thereto one new section relating to advanced health care directives.

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

Section A. Chapter 302, RSMo, is amended by adding thereto one new section, to be  
2 known as section 302.167, to read as follows:

302.167. 1. **Beginning January 1, 2006, for all persons who apply for a driver's  
2 license instruction permit or license or renewal of any such permit or license and who are  
3 at least eighteen years of age, the director shall make available an informational booklet  
4 or other informational sources on the importance of designating a health care proxy or  
5 executing an advance health care directive. The department of health and senior services  
6 shall make available information to the department of revenue for distribution to driver's  
7 license applicants.**

8       **2. The application shall provide appropriate space for completion by the applicant  
9 to indicate whether the applicant has designated a health care proxy and/or executed an  
10 advance health care directive. If the applicant so indicates such designation of a health  
11 care proxy or the execution of an advance health care directive, the department of revenue  
12 shall indicate the existence of a designation of a health care proxy and/or the execution of  
13 an advance health care directive upon the person's driver's license; except that, such  
14 indication on the driver's license shall not include the name of a health care proxy or the  
15 contents of an advance health care directive. A sticker or other evidence of the existence  
16 of such designation and/or execution shall be issued for the license until the license is**

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.

17 subsequently renewed. The applicant's signature on the application and completion of the  
18 appropriate section of the application shall be deemed authorization by the applicant for  
19 the department to include such existence of a health care proxy and/or advance health care  
20 directive on the driver's license of the applicant.

21 **3. Nothing in this section shall be construed to:**

22 **(1) Require an applicant to designate a health care proxy or execute an advance**  
23 **health care directive at the time of application;**

24 **(2) Require the department of revenue to indicate the name of a health care proxy**  
25 **designated by an applicant or the contents of an advance health care directive on a driver's**  
26 **license;**

27 **(3) Require the department of revenue to provide legal advice or services to an**  
28 **applicant in the designation of a health care proxy or the execution of an advance health**  
29 **care directive.**

30 **4. Indication on a driver's license of the existence of the designation of a health care**  
31 **proxy and/or execution of an advance health care directive shall not negate or otherwise**  
32 **affect the validity of any subsequent modification or revocation of such a designation or**  
33 **execution.**