

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Bill No. 204, Page 1, Section A, Line 7,
2 by inserting after all of said section and line the following:

3
4 "191.603. As used in sections 191.600 to 191.615, the following terms shall mean:

5 (1) "Areas of defined need", areas designated by the department pursuant to section
6 191.605, when services of a physician, including a psychiatrist, chiropractor, or dentist are needed to
7 improve the patient-health professional ratio in the area, to contribute health care professional
8 services to an area of economic impact, or to contribute health care professional services to an area
9 suffering from the effects of a natural disaster;

10 (2) "Chiropractor", a person licensed and registered pursuant to chapter 331;

11 (3) "Department", the department of health and senior services;

12 (4) "General dentist", dentists licensed and registered pursuant to chapter 332 engaged in
13 general dentistry and who are providing such services to the general population;

14 (5) "Primary care physician", physicians licensed and registered pursuant to chapter 334
15 engaged in general or family practice, internal medicine, pediatrics or obstetrics and gynecology as
16 their primary specialties, and who are providing such primary care services to the general
17 population;

18 (6) "Psychiatrist", the same meaning as in section 632.005.

19 191.605. The department shall designate counties, communities, or sections of urban areas
20 as areas of defined need for medical, psychiatric, chiropractic, or dental services when such county,
21 community or section of an urban area has been designated as a primary care health professional
22 shortage area, a mental health care professional shortage area, or a dental health care professional
23 shortage area by the federal Department of Health and Human Services, or has been determined by
24 the director of the department of health and senior services to have an extraordinary need for health
25 care professional services, without a corresponding supply of such professionals.

26 191.607. The department shall adopt and promulgate regulations establishing standards for
27 determining eligible persons for loan repayment pursuant to sections 191.600 to 191.615. These
28 standards shall include, but are not limited to the following:

29 (1) Citizenship or permanent residency in the United States;

30 (2) Residence in the state of Missouri;

31 (3) Enrollment as a full-time medical student in the final year of a course of study offered by
32 an approved educational institution or licensed to practice medicine or osteopathy pursuant to
33 chapter 334, including psychiatrists;

34 (4) Enrollment as a full-time dental student in the final year of course study offered by an
35 approved educational institution or licensed to practice general dentistry pursuant to chapter 332;

36 (5) Enrollment as a full-time chiropractic student in the final year of course study offered by

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1 an approved educational institution or licensed to practice chiropractic medicine pursuant to chapter
2 331;

3 (6) Application for loan repayment.198.082. 1. Each certified nursing assistant hired to
4 work in a skilled nursing or intermediate care facility after January 1, 1980, shall have successfully
5 completed a nursing assistant training program approved by the department or shall enroll in and
6 begin the first available approved training program which is scheduled to commence within ninety
7 days of the date of the certified nursing assistant's employment and which shall be completed within
8 four months of employment. Training programs shall be offered at any facility licensed [~~or~~
9 ~~approved~~] by the department of health and senior services; any skilled nursing or intermediate care
10 unit in a Missouri veterans home, as defined in section 42.002; or any hospital, as defined in section
11 197.020. Training programs shall be [which is most] reasonably accessible to the enrollees in each
12 class. The program may be established by [the] a skilled nursing or intermediate care facility, unit,
13 or hospital; by a professional organization[;]; or by the department, and training shall be given by
14 the personnel of the facility, unit, or hospital; by a professional organization[;]; by the department[;];
15 by any community college; or by the vocational education department of any high school.

16 2. As used in this section the term "certified nursing assistant" means an employee[;] who
17 has completed the training required under subsection 1 of this section, who has passed the
18 certification exam, and [including a nurse's aide or an orderly,] who is assigned by a skilled nursing
19 or intermediate care facility, unit, or hospital to provide or assist in the provision of direct resident
20 health care services under the supervision of a nurse licensed under the nursing practice law, chapter
21 335.

22 3. This section shall not apply to any person otherwise regulated or licensed to perform
23 health care services under the laws of this state. It shall not apply to volunteers or to members of
24 religious or fraternal orders which operate and administer the facility, if such volunteers or members
25 work without compensation.

26 [~~3.] 4. The training program [after January 1, 1989, shall consist of at least the following:~~
27 ~~— (1) A training program consisting] requirements shall be defined in regulation by the~~
28 ~~department and shall require [of] at least seventy-five classroom hours of training [on basic nursing~~
29 ~~skills, clinical practice, resident safety and rights, the social and psychological problems of~~
30 ~~residents, and the methods of handling and caring for mentally confused residents such as those with~~
31 ~~Alzheimer's disease and related disorders,] and one hundred hours supervised and on-the-job~~
32 ~~training. On-the-job training sites shall include supervised practical training in a laboratory or other~~
33 ~~setting in which the trainee demonstrates knowledge while performing tasks on an individual under~~
34 ~~the direct supervision of a registered nurse or a licensed practical nurse. The [one hundred hours]~~
35 ~~training shall be completed within four months of employment and may consist of normal~~
36 ~~employment as nurse assistants or hospital nursing support staff under the supervision of a licensed~~
37 ~~nurse[; and~~

38 ~~— (2) Continuing in-service training to assure continuing competency in existing and new~~
39 ~~nursing skills. All nursing assistants trained prior to January 1, 1989, shall attend, by August 31,~~
40 ~~1989, an entire special retraining program established by rule or regulation of the department which~~
41 ~~shall contain information on methods of handling mentally confused residents and which may be~~
42 ~~offered on premises by the employing facility].~~

43 [~~4.] 5. Certified nursing [Nursing] assistants who have not successfully completed the~~
44 ~~nursing assistant training program prior to employment may begin duties as a certified nursing~~
45 ~~assistant [only after completing an initial twelve hours of basic orientation approved by the~~
46 ~~department] and may provide direct resident care only if under the [general] direct supervision of a~~
47 ~~licensed nurse prior to completion of the seventy-five classroom hours of the training program.~~

48 6. The competency evaluation shall be performed in a facility, as defined in 42 CFR Sec.
49 483.5, or laboratory setting comparable to the setting in which the individual shall function as a

1 certified nursing assistant.

2 7. Persons completing the training requirements of unlicensed assistive personnel under 19
 3 CSR 30-20.125 or its successor regulation, and who have completed the competency evaluation,
 4 shall be allowed to sit for the certified nursing assistant examination and be deemed to have fulfilled
 5 the classroom and clinical standards for designation as a certified nursing assistant.

6 8. The department of health and senior services may offer additional training programs and
 7 certifications to students who are already certified as nursing assistants according to regulations
 8 promulgated by the department and curriculum approved by the board."; and
 9

10 Further amend said bill, Page 39, Section 334.749, Line 43, by inserting after all of said section and
 11 line the following:

12
 13 "335.175. 1. No later than January 1, 2014, there is hereby established within the state
 14 board of registration for the healing arts and the state board of nursing the "Utilization of Telehealth
 15 by Nurses". An advanced practice registered nurse (APRN) providing nursing services under a
 16 collaborative practice arrangement under section 334.104 may provide such services outside the
 17 geographic proximity requirements of section 334.104 if the collaborating physician and advanced
 18 practice registered nurse utilize telehealth in the care of the patient and if the services are provided
 19 in a rural area of need. Telehealth providers shall be required to obtain patient consent before
 20 telehealth services are initiated and ensure confidentiality of medical information.

21 2. As used in this section, "telehealth" shall have the same meaning as such term is defined
 22 in section 191.1145.

23 3. (1) The boards shall jointly promulgate rules governing the practice of telehealth under
 24 this section. Such rules shall address, but not be limited to, appropriate standards for the use of
 25 telehealth.

26 (2) Any rule or portion of a rule, as that term is defined in section 536.010, that is created
 27 under the authority delegated in this section shall become effective only if it complies with and is
 28 subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and
 29 chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to
 30 chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently
 31 held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after
 32 August 28, 2013, shall be invalid and void.

33 4. For purposes of this section, "rural area of need" means any rural area of this state which
 34 is located in a health professional shortage area as defined in section 354.650.

35 ~~[5. Under section 23.253 of the Missouri sunset act:~~

36 ~~—— (1) The provisions of the new program authorized under this section shall automatically~~
 37 ~~sunset six years after August 28, 2013, unless reauthorized by an act of the general assembly; and~~

38 ~~—— (2) If such program is reauthorized, the program authorized under this section shall~~
 39 ~~automatically sunset twelve years after the effective date of the reauthorization of this section; and~~

40 ~~—— (3) This section shall terminate on September first of the calendar year immediately~~
 41 ~~following the calendar year in which the program authorized under this section is sunset.]"; and~~
 42

43 Further amend said bill by amending the title, enacting clause, and intersectional references
 44 accordingly.