

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 301, Page 7, Section 335.086, Line 18, by
2 inserting after all of said section and line the following:

3
4 "335.175. 1. No later than January 1, 2014, there is hereby established within the state
5 board of registration for the healing arts and the state board of nursing the "Utilization of Telehealth
6 by Nurses". An advanced practice registered nurse (APRN) providing nursing services under a
7 collaborative practice arrangement under section 334.104 may provide such services outside the
8 geographic proximity requirements of section 334.104 if the collaborating physician and advanced
9 practice registered nurse utilize telehealth in the care of the patient and if the services are provided
10 in a rural area of need. Telehealth providers shall be required to obtain patient consent before
11 telehealth services are initiated and ensure confidentiality of medical information.

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

14 3. (1) The boards shall jointly promulgate rules governing the practice of telehealth under
15 this section. Such rules shall address, but not be limited to, appropriate standards for the use of
16 telehealth.

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

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

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

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

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

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

33
34 Further amend said bill by amending the title, enacting clause, and intersectional references
35 accordingly.

Action Taken _____ Date _____