

Wood



Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed

SS#2 HB 219

entitled:

AN ACT

To repeal sections 191.603, 191.605, 191.607, 192.067, 192.667, 193.015, 195.060, 195.080, 195.100, 196.100, 198.082, 208.146, 208.151, 208.225, 208.790, 221.111, 332.361, 334.037, 334.104, 334.108, 334.735, 334.736, 334.747, 334.749, 335.175, 338.010, 338.015, 338.055, 338.056, 338.140, 374.500, 376.690, 376.1350, 376.1356, 376.1363, 376.1372, 376.1385, 630.175, and 630.875, RSMo, and to enact in lieu thereof fifty-two new sections relating to health care, with penalty provisions.

With SA 1, SA 2, SA 3, SA 4, SA 5

In which the concurrence of the House is respectfully requested.

Respectfully,

Adriane D. Crouse

Adriane D. Crouse
Secretary of the Senate

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MAY 15 2019
CHIEF

SENATE AMENDMENT NO. 1

Offered by Holsman of 7th
 Amend SS/1 House Bill No. 219, Page 1, Section Title, Line 11

by inserting immediately after "PROVISIONS" the following:
 "and with an emergency clause for a certain section"; and

Further amend said bill, page 125, section 376.690,
 line 22, by inserting after all of said line the following:

"376.1260. 1. (1) As used in this section, unless the
context clearly requires otherwise, terms shall have the same
meaning as ascribed to them in section 376.1350.

(2) As used in this section, the term "off-label usage"
shall mean when a Food and Drug Administration-approved drug is
used for the practice of medicine in a manner that differs from
the approved drug label, including but not limited to:

(a) Used for a different disease or medical condition;

(b) Administered in a different manner; or

(c) Administered in a different dose.

2. Each health benefit plan delivered, issued for delivery,
continued, or renewed in the state shall provide coverage for an
enrollee's off-label usage of drugs for purposes of cancer
treatment when the drug has been prescribed or recommended to the
enrollee by at least two licensed ^{oncologists} ~~physicians~~ who attest the drug
may extend the enrollee's life."; and

Further amend said bill, page 148, section 630.875,
 line 69, by inserting after all of said line the following:

Offered 5/9/19

Adopted

1 "Section B. Because of the need for timely and affordable
2 access to medical treatments, the enactment of section 376.1260
3 of this act is deemed necessary for the immediate preservation of
4 the public health, welfare, peace and safety, and is hereby
5 declared to be an emergency act within the meaning of the
6 constitution, and the enactment of section 376.1260 of this act
7 shall be in full force and effect upon its passage and
8 approval."; and

9 Further amend the title and enacting clause accordingly.

SENATE AMENDMENT NO. 2Offered by Brown of PhelpsAmend #2 SS/House Bill No. 219, Page 125, Section 376.690, Line 22

2 of said page, by inserting immediately after said line the
3 following:

4 "376.1040. 1. No multiple employer self-insured health
5 plan shall be offered or advertised to the public [generally].
6 No plan shall be sold, solicited, or marketed by persons or
7 entities defined in section 375.012 or sections 376.1075 to
8 376.1095. Multiple employer self-insured health plans with a
9 certificate of authority approved by the director under section
10 376.1002 shall be exempt from the restrictions set forth in this
11 section.

12 2. A health carrier acting as an administrator for a
13 multiple employer self insured health plan shall permit any
14 willing licensed broker to quote, sell, solicit, or market such
15 plan to the extent permitted by this section; provided that such
16 broker is appointed and in good standing with the health carrier
17 and completes all required training.

18 376.1042. The sale, solicitation or marketing of any plan
19 in violation of section 376.1040 by an agent, agency or broker
20 shall constitute a violation of section 375.141."; and

21 Further amend the title and enacting clause accordingly.

Offered 5/9/19
Adopted "

SENATE AMENDMENT NO. 3Offered by ~~Heckman~~ Heckman of AndrewAmend #2 SS/House Bill No. 219, Page 36, Section 195.550, Line 1,

2 of said page, by inserting after all of said line the following:

3 "195.820. The department of health and senior services may
4 establish through rule promulgation an administration and
5 processing fee, exclusive of any application or license fee
6 established under article XIV of the Missouri Constitution, if
7 the funds in the Missouri veterans' health and care fund are
8 insufficient to provide for the department's administration of
9 the provisions of article XIV. Such fees shall be deposited in
10 the Missouri veterans' health and care fund for use solely for
11 the administration of the department's duties under article XIV.
12 Such administration and processing fee shall not be increased
13 more than once during a one-year period, but may be set to
14 increase or decrease each year by the percentage of increase or
15 decrease from the end of the previous calendar year of the
16 Consumer Price Index, or successor index as published by the U.S.
17 Department of Labor, or its successor agency."; and

18 Further amend the title and enacting clause accordingly.

Offered 5/9/19
Adopted "

SENATE AMENDMENT NO. ⁴

Offered by

Schupp

of

24thAmend SS#2/House Bill No. 219, Page 102, Section 335.175, Line 28,

2 by inserting after all of said line the following:

3 "337.712. 1. Applications for licensure as a marital and
4 family therapist shall be in writing, submitted to the committee
5 on forms prescribed by the committee and furnished to the
6 applicant. The form shall include a statement that the applicant
7 has completed two hours of suicide assessment, referral,
8 treatment, and management training. The application shall
9 contain the applicant's statements showing the applicant's
10 education, experience and such other information as the committee
11 may require. Each application shall contain a statement that it
12 is made under oath or affirmation and that the information
13 contained therein is true and correct to the best knowledge and
14 belief of the applicant, subject to the penalties provided for
15 the making of a false affidavit or declaration. Each application
16 shall be accompanied by the fees required by the division.

17 2. The division shall mail a renewal notice to the last
18 known address of each licensee prior to the licensure renewal
19 date. Failure to provide the division with the information
20 required for licensure, or to pay the licensure fee after such
21 notice shall result in the expiration of the license. The
22 license shall be restored if, within two years of the licensure
23 date, the applicant provides written application and the payment
24 of the licensure fee and a delinquency fee.

Offered 5/9/19
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1 3. A new certificate to replace any certificate lost,
2 destroyed or mutilated may be issued subject to the rules of the
3 division upon payment of a fee.

4 4. The committee shall set the amount of the fees
5 authorized. The fees shall be set at a level to produce revenue
6 which shall not substantially exceed the cost and expense of
7 administering the provisions of sections 337.700 to 337.739. All
8 fees provided for in sections 337.700 to 337.739 shall be
9 collected by the director who shall deposit the same with the
10 state treasurer to a fund to be known as the "Marital and Family
11 Therapists' Fund".

12 5. The provisions of section 33.080 to the contrary
13 notwithstanding, money in this fund shall not be transferred and
14 placed to the credit of general revenue until the amount in the
15 fund at the end of the biennium exceeds two times the amount of
16 the appropriations from the marital and family therapists' fund
17 for the preceding fiscal year or, if the division requires by
18 rule renewal less frequently than yearly then three times the
19 appropriation from the fund for the preceding fiscal year. The
20 amount, if any, in the fund which shall lapse is that amount in
21 the fund which exceeds the appropriate multiple of the
22 appropriations from the marital and family therapists' fund for
23 the preceding fiscal year."; and

24 Further amend the title and enacting clause accordingly.

SENATE AMENDMENT NO. 5Offered by LUETKEMEYER OF 34THAmend SS#2/House Bill No. 219, Page 2, Section A, Line 2,

2 by inserting after all of said line the following:

3 "21.790. 1. There is hereby established the "Task Force on
4 Substance Abuse Prevention and Treatment". The task force shall
5 be composed of six members from the house of representatives, six
6 members from the senate, and four members appointed by the
7 governor. The senate members of the task force shall be
8 appointed by the president pro tempore of the senate and the
9 house members by the speaker of the house of representatives.
10 There shall be at least two members from the minority party of
11 the senate and at least two members from the minority party of
12 the house of representatives. The members appointed by the
13 governor shall include one member from the health care industry,
14 one member who is a first responder or law enforcement officer,
15 one member who is a member of the judiciary or a prosecuting
16 attorney, and one member representing a substance abuse
17 prevention advocacy group.

18 2. The task force shall select a chairperson and a vice-
19 chairperson, one of whom shall be a member of the senate and one
20 a member of the house of representatives. A majority of the
21 members shall constitute a quorum. The task force shall meet at
22 least once during each legislative session and at all other times
23 as the chairperson may designate.

24 3. The task force shall:

1 (1) Conduct hearings on current and estimated future drug
2 and substance use and abuse within the state;

3 (2) Explore solutions to substance abuse issues; and

4 (3) Draft or modify legislation as necessary to effectuate
5 the goals of finding and funding education and treatment
6 solutions to curb drug and substance use and abuse.

7 4. The task force may make reasonable requests for staff
8 assistance from the research and appropriations staffs of the
9 senate and house of representatives and the joint committee on
10 legislative research. In the performance of its duties, the task
11 force may request assistance or information from all branches of
12 government and state departments, agencies, boards, commissions,
13 and offices.

14 5. The task force shall report annually to the general
15 assembly and the governor. The report shall include
16 recommendations for legislation pertaining to substance abuse
17 prevention and treatment."; and

18 Further amend the title and enacting clause accordingly.