

FIRST REGULAR SESSION

SENATE BILL NO. 217

98TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR RIDDLE.

Read 1st time January 12, 2015, and ordered printed.

ADRIANE D. CROUSE, Secretary.

1275S.011

AN ACT

To repeal section 334.153, RSMo, and to enact in lieu thereof one new section relating to intervention pain management.

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

Section A. Section 334.153, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 334.153, to read as follows:

334.153. 1. No person other than a physician licensed under this chapter
2 shall perform the following interventions in the course of diagnosing or treating
3 pain which is chronic, persistent and intractable, or occurs outside of a surgical,
4 obstetrical, or postoperative course of care:

5 (1) Ablation of targeted nerves;

6 (2) Percutaneous precision needle placement within the spinal column
7 with placement of drugs, such as local anesthetics, steroids, and analgesics, in the
8 spinal column under fluoroscopic guidance. The provisions of this subdivision
9 shall not apply to interlaminar lumbar epidural injections performed in a hospital
10 as defined in section 197.020 or an ambulatory surgery center as defined in
11 section 197.200 if the standard of care for Medicare reimbursement for
12 interlaminar or translaminar lumbar epidural injections is changed after August
13 28, 2012, to allow reimbursement only with the use of image guidance; or

14 (3) Laser or endoscopic discectomy, or the surgical placement of
15 intrathecal infusion pumps, and or spinal cord stimulators.

16 2. Nothing in this section shall be construed to prohibit or restrict the
17 performance of surgical or obstetrical anesthesia services or postoperative pain
18 control by a certified registered nurse anesthetist pursuant to subsection 7 of
19 section 334.104 or by an anesthesiologist assistant licensed pursuant to sections

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

20 334.400 to [334.434] **334.430**.

21 3. The state board of registration for the healing arts may promulgate
22 rules to implement the provisions of this section, except that such authority shall
23 not apply to rulemaking authority to define or regulate the scope of practice of
24 certified registered nurse anesthetists. Any rule or portion of a rule, as that term
25 is defined in section 536.010, that is created under the authority delegated in this
26 section shall become effective only if it complies with and is subject to all of the
27 provisions of chapter 536 and, if applicable, section 536.028. This section and
28 chapter 536 are nonseverable and if any of the powers vested with the general
29 assembly pursuant to chapter 536 to review, to delay the effective date, or to
30 disapprove and annul a rule are subsequently held unconstitutional, then the
31 grant of rulemaking authority and any rule proposed or adopted after August 28,
32 2012, shall be invalid and void.

33 [4. The provisions of this section shall automatically expire four years
34 after August 28, 2012, unless reauthorized by an act of the general assembly.]

✓
Bill

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