

SECOND REGULAR SESSION
[P E R F E C T E D]
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 820
93RD GENERAL ASSEMBLY

Reported from the Committee on Governmental Accountability and Fiscal Oversight, February 9, 2006, with recommendation that the Senate Committee Substitute do pass.

Senate Committee Substitute for Senate Bill No. 820, adopted April 18, 2006.

Taken up for Perfection April 18, 2006. Bill declared Perfected and Ordered Printed, as amended.

TERRY L. SPIELER, Secretary.

4222S.03P

AN ACT

To repeal sections 33.700 and 33.710, RSMo, and section 44.045 as enacted by conference committee substitute for senate substitute for senate committee substitute for house committee substitute for house bill no. 58, ninety-third general assembly, first regular session and section 44.045 as enacted by conference committee substitute for house committee substitute for senate committee substitute for senate bills nos. 420 and 344, ninety-third general assembly, first regular session, and to enact in lieu thereof three new sections relating to governmental emergencies.

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

Section A. Sections 33.700 and 33.710, RSMo, and section 44.045 as
2 enacted by conference committee substitute for senate substitute for senate
3 committee substitute for house committee substitute for house bill no. 58, ninety-
4 third general assembly, first regular session and section 44.045 as enacted by
5 conference committee substitute for house committee substitute for senate
6 committee substitute for senate bills nos. 420 and 344, ninety-third general
7 assembly, first regular session, are repealed and three new sections enacted in
8 lieu thereof, to be known as sections 33.700, 33.710 and 44.045, to read as follows:

33.700. There is created "The Governmental Emergency Fund" which shall
2 consist of all moneys appropriated, transferred or otherwise credited to it by law

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

3 not to exceed the sum of [one] **eight** hundred fifty thousand dollars per annum
4 **and shall be adjusted annually, beginning July 1, 2007, by the same**
5 **percentage as the increase in the general price level as measured by**
6 **the Consumer Price Index for All Urban Consumers for the United**
7 **States, or its successor index, as defined and officially recorded by the**
8 **United States Department of Labor or its successor**
9 **agency. Adjustments shall be calculated annually by the office of**
10 **administration, division of budget and planning.**

33.710. 1. There is created "The Governmental Emergency Fund
2 Committee" consisting of the governor, the commissioner of administration, the
3 chairman and ranking minority member of the senate appropriations committee,
4 the chairman and ranking minority member of the house [appropriations]
5 **budget** committee and the director of the division of **facilities management,**
6 design and construction who shall serve as consultant to the committee without
7 vote.

8 2. The members of the committee shall serve without compensation but
9 shall be reimbursed for actual and necessary expenses incurred by them in the
10 performance of their official duties.

11 3. The committee shall elect from among its members a chairman and vice
12 chairman and such other officers as it deems necessary.

44.045. 1. Subject to approval by the state emergency management
2 agency during an emergency declared by the governor or general assembly, any
3 health care professional licensed, registered, or certified in this state **or any**
4 **state who volunteers to be so deployed as provided herein** may be
5 deployed to provide care as necessitated by the emergency, including care
6 necessitated by mutual aid agreements between political subdivisions and other
7 public and private entities under section 44.090. **During an emergency**
8 **declared by the governor or the general assembly, volunteer health**
9 **care providers deployed by the governor or any state agency shall not**
10 **be liable for any civil damages for any failure, in the delivery of**
11 **healthcare necessitated by the emergency during deployment, to**
12 **exercise the skill and learning of an ordinarily careful health care**
13 **provider in similar circumstances, but shall be liable for damages due**
14 **to willful or wanton acts or omissions in rendering such care.**

15 2. In a declared state of emergency, the department of health and senior
16 services and the division of professional registration within the department of

17 economic development may release otherwise confidential contact and licensure,
18 registration, or certification information relating to health care professionals to
19 state, local, and private agencies to facilitate deployment.

2 [44.045. 1. Subject to approval by the state emergency
3 management agency during an emergency declared by the governor
4 or state legislature, any health care professional licensed,
5 registered, or certified in this state who volunteers to be so
6 deployed may be deployed to provide care as necessitated by the
7 emergency.

8 2. In a declared state of emergency, the department of
9 health and senior services or the division of professional
10 registration within the department of economic development may
11 release otherwise confidential contact and licensure, registration,
12 or certification information relating to health care professionals to
state, local, and private agencies to facilitate deployment.]

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Bill

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