

FIRST REGULAR SESSION

# SENATE BILL NO. 429

96TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR RIDGEWAY.

Read 1st time March 1, 2011, and ordered printed.

TERRY L. SPIELER, Secretary.

1886S.011

## AN ACT

To amend chapter 192, RSMo, by adding thereto one new section relating to nurse staffing levels in health care facilities.

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

Section A. Chapter 192, RSMo, is amended by adding thereto one new  
2 section, to be known as section 192.245, to read as follows:

**192.245. By December 31, 2012, the department of health and  
2 senior services shall issue recommendations on adequate nurse staffing  
3 levels in health care facilities licensed under chapters 197 and  
4 198. Such recommendations shall be issued through the promulgation  
5 of rules. Any rule or portion of a rule, as that term is defined in section  
6 536.010 that is created under the authority delegated in this section  
7 shall become effective only if it complies with and is subject to all of  
8 the provisions of chapter 536, and, if applicable, section 536.028. This  
9 section and chapter 536 are nonseverable and if any of the powers  
10 vested with the general assembly pursuant to chapter 536, to review, to  
11 delay the effective date, or to disapprove and annul a rule are  
12 subsequently held unconstitutional, then the grant of rulemaking  
13 authority and any rule proposed or adopted after August 28, 2011, shall  
14 be invalid and void.**

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