

SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 354

AN ACT

To amend chapter 192, RSMo, by adding thereto one new section relating to amino acid-based elemental formulas.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI,
AS FOLLOWS:

1 Section A. Chapter 192, RSMo, is amended by adding thereto
2 one new section, to be known as section 192.390, to read as
3 follows:

4 192.390. 1. The department shall provide coverage, subject
5 to state and federal appropriations, for the full cost of amino
6 acid-based elemental formulas, meaning formulas made from single
7 nonallergenic amino acids, for children under nineteen years of
8 age with a medical diagnosis of immunoglobulin E and
9 nonimmunoglobulin E mediated allergies to multiple food proteins,
10 food protein-induced enterocolitis syndrome, eosinophilic
11 disorders, and impaired absorption of nutrients caused by
12 disorders affecting the absorptive surface, functional length,
13 and motility of the gastrointestinal tract.

14 2. The department may promulgate rules and regulations to
15 implement the provisions of this section. Any rule or portion of
16 a rule, as that term is defined in section 536.010 that is

1 created under the authority delegated in this section shall
2 become effective only if it complies with and is subject to all
3 of the provisions of chapter 536, and, if applicable, section
4 536.028. This section and chapter 536 are nonseverable and if
5 any of the powers vested with the general assembly pursuant to
6 chapter 536, to review, to delay the effective date, or to
7 disapprove and annul a rule are subsequently held
8 unconstitutional, then the grant of rulemaking authority and any
9 rule proposed or adopted after August 28, 2015, shall be invalid
10 and void.