

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend _____ Bill No. _____, Page _____, Section _____, Line _____,

by inserting immediately after said line the following:

"191.1075. As used in sections 191.1075 to 191.1085, the following terms shall mean:

(1) "Department", the department of health and senior services;

(2) "Health care professional", a physician or other health care practitioner licensed, accredited, or certified by the state of Missouri to perform specified health services;

(3) "Hospital":

(a) A place devoted primarily to the maintenance and operation of facilities for the diagnosis, treatment, or care of not less than twenty-four consecutive hours in any week of three or more nonrelated individuals suffering from illness, disease, injury, deformity, or other abnormal physical conditions; or

(b) A place devoted primarily to provide for not less than twenty-four consecutive hours in any week medical or nursing care for three or more unrelated individuals. "Hospital" does not include convalescent, nursing, shelter, or boarding homes as defined in chapter 198.

191.1080. 1. There is hereby created within the department of health and senior services the "Missouri Palliative Care and

1 Quality of Life Interdisciplinary Council", which shall be a
2 palliative care consumer and professional information and
3 education program to improve quality and delivery of patient-
4 centered and family-focused care in this state.

5 2. On or before December 1, 2016, the following members
6 shall be appointed to the council:

7 (1) Two members of the senate, appointed by the president
8 pro tempore of the senate;

9 (2) Two members of the house of representatives, appointed
10 by the speaker of the house of representatives;

11 (3) Two board-certified hospice and palliative medicine
12 physicians licensed in this state, appointed by the governor with
13 the advice and consent of the senate;

14 (4) Two certified hospice and palliative nurses licensed in
15 this state, appointed by the governor with the advice and consent
16 of the senate;

17 (5) A certified hospice and palliative social worker,
18 appointed by the governor with the advice and consent of the
19 senate;

20 (6) A patient and family caregiver advocate representative,
21 appointed by the governor with the advice and consent of the
22 senate;

23 (7) A spiritual professional with experience in palliative
24 care and health care, appointed by the governor with the advice
25 and consent of the senate.

26 3. Council members shall serve for a term of three years.
27 The members of the council shall elect a chair and vice chair
28 whose duties shall be established by the council. The department
29 shall determine a time and place for regular meetings of the

1 council, which shall meet at least biannually.

2 4. Members of the council shall serve without compensation,
3 but shall, subject to appropriations, be reimbursed for their
4 actual and necessary expenses incurred in the performance of
5 their duties as members of the council.

6 5. The council shall consult with and advise the department
7 on matters related to the establishment, maintenance, operation,
8 and outcomes evaluation of palliative care initiatives in this
9 state, including the palliative care consumer and professional
10 information and education program established in section
11 191.1085.

12 6. The council shall submit an annual report to the general
13 assembly which includes an assessment of the availability of
14 palliative care in this state for patients at early stages of
15 serious disease and an analysis of barriers to greater access to
16 palliative care.

17 7. The council authorized under this section shall
18 automatically expire August 28, 2022.

19 191.1085. 1. There is hereby established the "Palliative
20 Care Consumer and Professional Information and Education Program"
21 within the department of health and senior services.

22 2. The purpose of the program is to maximize the
23 effectiveness of palliative care in this state by ensuring that
24 comprehensive and accurate information and education about
25 palliative care is available to the public, health care
26 providers, and health care facilities.

27 3. The department shall publish on its website information
28 and resources, including links to external resources, about
29 palliative care for the public, health care providers, and health

1 care facilities, including but not limited to:

2 (1) Continuing education opportunities for health care
3 providers;

4 (2) Information about palliative care delivery in the home,
5 primary, secondary, and tertiary environments; and

6 (3) Consumer educational materials and referral information
7 for palliative care, including hospice.

8 4. Each hospital in this state is encouraged to have a
9 palliative care presence on its intranet or internet website
10 which provides links to one or more of the following
11 organizations: the Institute of Medicine, the Center to Advance
12 Palliative Care, the Supportive Care Coalition, the National
13 Hospice and Palliative Care Organization, the American Academy of
14 Hospice and Palliative Medicine, and the National Institute on
15 Aging.

16 5. Each hospital in this state is encouraged to have
17 patient education information about palliative care available for
18 distribution to patients.

19 6. The department shall consult with the palliative care
20 and quality of life interdisciplinary council established in
21 section 191.1080 in implementing the section.

22 7. The department may promulgate rules to implement the
23 provisions of sections 191.1075 to 191.1085. Any rule or portion
24 of a rule, as that term is defined in section 536.010, that is
25 created under the authority delegated in sections 191.1075 to
26 191.1085 shall become effective only if it complies with and is
27 subject to all of the provisions of chapter 536 and, if
28 applicable, section 536.028. Sections 191.1075 to 191.1085 and
29 chapter 536 are nonseverable and if any of the powers vested with

1 the general assembly pursuant to chapter 536 to review, to delay
2 the effective date, or to disapprove and annul a rule are
3 subsequently held unconstitutional, then the grant of rulemaking
4 authority and any rule proposed or adopted after August 28, 2016,
5 shall be invalid and void.

6 8. Notwithstanding the provisions of section 23.253 to the
7 contrary, the program authorized under this section shall
8 automatically expire on August 28, 2022."; and

9 Further amend the title and enacting clause accordingly.