

SECOND REGULAR SESSION

SENATE BILL NO. 901

99TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR HUMMEL.

Read 1st time January 10, 2018, and ordered printed.

ADRIANE D. CROUSE, Secretary.

5718S.011

AN ACT

To repeal section 191.950, RSMo, and to enact in lieu thereof one new section relating to prostate cancer.

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

Section A. Section 191.950, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 191.950, to read as follows:

191.950. 1. As used in this section, the following terms mean:

- 2 (1) "Department", the department of health and senior services;
- 3 (2) "Economically challenged men", men who have a gross income up to
4 one hundred fifty percent of the federal poverty level;
- 5 (3) "Program", the prostate cancer pilot program established in this
6 section;
- 7 (4) "Rural area", a rural area which is in either any county of the third
8 classification without a township form of government and with more than twenty
9 thousand but fewer than twenty thousand one hundred inhabitants, any county
10 of the second classification with more than nineteen thousand seven hundred but
11 fewer than nineteen thousand eight hundred inhabitants, or any county of the
12 third classification with a township form of government and with more than
13 thirty-three thousand one hundred but fewer than thirty-three thousand two
14 hundred inhabitants;
- 15 (5) "Uninsured men", men for whom services provided by the program are
16 not covered by private insurance, MO HealthNet or Medicare;
- 17 (6) "Urban area", an urban area which is located in a city not within a
18 county.

19 2. Subject to securing a cooperative agreement with a nonprofit entity for

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

20 funding of the program, there is hereby established within the department of
21 health and senior services two "Prostate Cancer Pilot Programs" to fund prostate
22 cancer screening and treatment services and to provide education to men residing
23 in this state. One prostate cancer pilot program shall be located in an urban area
24 and one prostate cancer pilot program shall be located in a rural area. The
25 department may directly contract with the Missouri Foundation for Health, or a
26 successor entity, in the delivery of the pilot program. For purposes of this
27 section, the contracting process of the department with these entities need not be
28 governed by the provisions of chapter 34.

29 3. The program shall be open to:

30 (1) Uninsured men or economically challenged men who are at least fifty
31 years old; and

32 (2) On the advice of a physician or at the request of the individual,
33 uninsured men or economically challenged men who are at least thirty-five years
34 of age but less than fifty years of age and who are at high risk for prostate
35 cancer.

36 4. The program shall provide:

37 (1) Prostate cancer screening;

38 (2) Referral services, including services necessary for diagnosis;

39 (3) Treatment services for individuals who are diagnosed with prostate
40 cancer after being screened; and

41 (4) Outreach and education activities to ensure awareness and utilization
42 of program services by uninsured men and economically challenged men.

43 5. Upon appropriation, the department shall distribute grants to
44 administer the program to:

45 (1) Local health departments; and

46 (2) Federally qualified health centers.

47 6. Three years from the date on which the grants were first administered
48 under this section, the department shall report to the governor and general
49 assembly:

50 (1) The number of individuals screened and treated under the program,
51 including racial and ethnic data on the individuals who were screened and
52 treated; and

53 (2) To the extent possible, any cost savings achieved by the program as
54 a result of early detection of prostate cancer.

55 7. The department shall promulgate rules to establish guidelines

56 regarding eligibility for the program and to implement the provisions of this
57 section. Any rule or portion of a rule, as that term is defined in section 536.010,
58 that is created under the authority delegated in this section shall become effective
59 only if it complies with and is subject to all of the provisions of chapter 536 and,
60 if applicable, section 536.028. This section and chapter 536 are nonseverable and
61 if any of the powers vested with the general assembly pursuant to chapter 536 to
62 review, to delay the effective date, or to disapprove and annul a rule are
63 subsequently held unconstitutional, then the grant of rulemaking authority and
64 any rule proposed or adopted after August 28, 2011, shall be invalid and void.

65 8. Under and pursuant to section 23.253 of the Missouri sunset act:

66 (1) The provisions of the new program authorized under this section shall
67 automatically sunset six years after August 28, [2011] **2018**, unless reauthorized
68 by an act of the general assembly; and

69 (2) If such program is reauthorized, the program authorized under this
70 section shall automatically sunset six years after the effective date of the
71 reauthorization of this section; and

72 (3) This section shall terminate on September first of the calendar year
73 immediately following the calendar year in which the program authorized under
74 this section is sunset.

✓

Copy