

SENATE AMENDMENT NO. 2

Offered by Holsman of 7th

Amend 59/565 Bill No. 70+128 Page 1, Section Title, Line 6,

2 by inserting immediately after "provisions" the following:
3 ", with an emergency clause for a certain section"; and

4 Further amend said bill, page 34, section 376.690
5 line 11, by inserting after all of said line the following:

6 "376.1260. 1. (1) As used in this section, unless the
7 context clearly requires otherwise, terms shall have the same
8 meaning as ascribed to them in section 376.1350.

9 (2) As used in this section, the term "off-label usage"
10 shall mean when a Food and Drug Administration-approved drug is
11 used for the practice of medicine in a manner that differs from
12 the approved drug label, including but not limited to:

- 13 (a) Used for a different disease or medical condition;
- 14 (b) Administered in a different manner; or
- 15 (c) Administered in a different dose.

16 2. Each health benefit plan delivered, issued for delivery,
17 continued, or renewed in the state shall provide coverage for an
18 enrollee's off-label usage of drugs for purposes of cancer
19 treatment when the drug has been prescribed or recommended to the
20 enrollee by at least two licensed physicians who attest the drug
21 may extend the enrollee's life." *made*

22 Further amend said bill, page _____, section _____,
23 line _____, by inserting after all of said line the following:

Offered 4/23/19

1 "Section B. Because of the need for timely and affordable
2 access to medical treatments, the enactment of section 376.1260
3 of this act is deemed necessary for the immediate preservation of
4 the public health, welfare, peace and safety, and is hereby
5 declared to be an emergency act within the meaning of the
6 constitution, and the enactment of section 376.1260 of this act
7 shall be in full force and effect upon its passage and
8 approval."; and

9 Further amend the title and enacting clause accordingly.