

# SENATE AMENDMENT NO. \_\_\_\_\_

Offered by \_\_\_\_\_ Of \_\_\_\_\_

Amend SS/SCS/Senate Bill No. 974, Page 1, Section TITLE, Lines 3-4,

2 by striking "compensation for services rendered in veterans  
3 benefits matters" and inserting in lieu thereof the  
4 following: "military affairs"; and

5 Further amend said bill and page, section A, line 3, by  
6 inserting after all of said line the following:

7 "41.1030. 1. As used in this section, the following  
8 terms mean:

9 (1) "Department", the Missouri department of the  
10 National Guard;

11 (2) "Living donation period", the period in which a  
12 member who chooses to become a living organ donor completes  
13 all phases of the living donor process deemed medically  
14 necessary for a successful living donation including, but  
15 not limited to, the testing, surgical, and recovery phases;

16 (3) "Member", a member of the Missouri National Guard;

17 (4) "Program", the Missouri guaranteed inclusive  
18 voluntary exceptional service (MO GIVES) program established  
19 in subsection 2 of this section.

20 2. Subject to appropriation, the department shall  
21 establish a program for members who choose to become living  
22 organ donors to receive living donor medical orders for  
23 purposes of remaining on paid status during the living  
24 donation period, to be known as the "Missouri Guaranteed  
25 Inclusive Voluntary Exceptional Service (MO GIVES) Program".

26           3. Any member seeking to become a living organ donor  
27 may apply to participate in the program. The department  
28 shall approve a member's participation in the program if  
29 sufficient funds are available and the member:

30           (1) Is in either Troop Program Unit (TPU) status or  
31 Individual Ready Reserve (IRR) status;

32           (2) Is in good standing with the department;

33           (3) Either:

34           (a) Is not eligible for living donor paid leave from  
35 the member's employer, whether due to the lack of such  
36 employer benefit or the failure to satisfy the eligibility  
37 requirements; or

38           (b) Elects not to use any such employer-based benefit  
39 available to the member;

40           (4) Specifies the type of donation to be made, whether  
41 directed to a specific individual, nondirected, or paired;  
42 and

43           (5) Agrees to undergo the procurement operation at a  
44 health care facility approved as a provider of continuing  
45 education points for transplant certification by the  
46 American Board for Transplant Certification.

47           4. Upon approval of a member's application, the  
48 department shall issue a living donor medical order for the  
49 member. The order shall:

50           (1) Guarantee paid leave for the member for the living  
51 donation period. The period of paid leave guaranteed under  
52 the order shall not exceed forty-five days unless an  
53 extension of time is deemed medically necessary by the  
54 primary surgical and medical recovery team;

55           (2) Exempt the member from any requirement to use  
56 accrued annual or medical leave for the paid living donation  
57 period guaranteed under the order; and

58       (3) Provide a per diem allowance and a basic allowance  
59 for housing during the paid living donation period  
60 guaranteed under the order based on the member's rank,  
61 region as determined by the zip code of the member's home of  
62 record, and dependent status.

63       5. Any organ donated through participation in the  
64 program may be transported outside this state to the  
65 ultimate recipient.

66       6. Benefits under the program shall be provided  
67 through the fund established in subsection 7 of this section.

68       7. (1) There is hereby created in the state treasury  
69 the "MO GIVES Fund", which shall consist of moneys  
70 appropriated to it by the general assembly and any gifts,  
71 contributions, grants, or bequests received from federal,  
72 private, or other sources. The state treasurer shall be  
73 custodian of the fund. In accordance with sections 30.170  
74 and 30.180, the state treasurer may approve disbursements.  
75 The fund shall be a dedicated fund and, upon appropriation,  
76 moneys in this fund shall be used solely to provide benefits  
77 under the program established in this section.

78       (2) Notwithstanding the provisions of section 33.080  
79 to the contrary, any moneys remaining in the fund at the end  
80 of the biennium shall not revert to the credit of the  
81 general revenue fund.

82       (3) The state treasurer shall invest moneys in the  
83 fund in the same manner as other funds are invested. Any  
84 interest and moneys earned on such investments shall be  
85 credited to the fund.

86       8. The department may promulgate all necessary rules  
87 and regulations for the administration of this section. Any  
88 rule or portion of a rule, as that term is defined in  
89 section 536.010, that is created under the authority  
90 delegated in this section shall become effective only if it

91 complies with and is subject to all of the provisions of  
92 chapter 536 and, if applicable, section 536.028. This  
93 section and chapter 536 are nonseverable and if any of the  
94 powers vested with the general assembly pursuant to chapter  
95 536 to review, to delay the effective date, or to disapprove  
96 and annul a rule are subsequently held unconstitutional,  
97 then the grant of rulemaking authority and any rule proposed  
98 or adopted after August 28, 2026, shall be invalid and  
99 void."; and

100 Further amend the title and enacting clause accordingly.