

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2021 SPECIAL SESSION
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Amend printed copy of **SB 2**

On page 8, between lines 5 and 6, by inserting the following:

"➔Section 11. Any individual in the Commonwealth who is being treated for COVID-19 shall have the following rights:

- (1) To be fully informed about offered medications and treatments prior to his or her use;
- (2) To refuse offered medications or treatments;
- (3) To have his or her personal physician visit them in person while in a hospital, outpatient setting, or in an office or clinic setting;
- (4) To have his or her personal physician prescribe medications or medical treatment while in a hospital, outpatient setting, or in an office or clinic setting;
- (5) To have a hospital honor and administer his or her choice of medications, if found by a physician to be effective, even if the drug is not included in the hospital's treatment protocol; and
- (6) To have a licensed health care practitioner honor and administer his or her choice of medications, if found by a physician to be effective, even if the drug is an off-label medication.

➔Section 12. (1) Licensed health care practitioners in the Commonwealth who have prescriptive authority shall have autonomy to prescribe medications or medical treatments for off-label usage for the treatment of Covid-19, if deemed worthwhile or necessary for an individual being treated for COVID-19.

Amendment No. SFA 2

Rep. Sen. Adrienne Southworth

Committee Amendment _____

Floor Amendment _____

Adopted: _____

Rejected: _____

Signed: _____

LRC Drafter: _____

Date: _____

Doc. ID: XXXX

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- (2) Licensed pharmacists in the Commonwealth shall:
- (a) Have the autonomy to fill off-label medicines for off-label usage for the treatment of Covid-19, if deemed worthwhile or necessary for an individual being treated for COVID-19;
 - (b) Be prohibited from declining to fill prescriptions for doctor-prescribed medications for off-label use of drugs; and
 - (c) Be along with their employer, liable for malpractice if the provisions of this subsection are not upheld.
- (3) Licensed hospitals in the Commonwealth shall:
- (a) Be required to permit daily visits by family members or legal representatives for individuals who are being treated for COVID-19; and
 - (b) Make the hospital record, treatment protocol, physicians notes for individuals who are being treated for COVID-19 immediately available at the patient's request and be given in printed hard copy form to the patient or the patient's representatives at the request of the patient.
- (4) A licensed hospital, outpatient setting, or health care practitioner office or clinic setting shall allow patients to have two-way video monitoring all day everyday upon the patient's request if the patient is isolated. All patients, regardless of the patient's condition, are required to be permitted daily family visits or daily visits with legal representatives as initiated by either the patient or the legal representatives.
- (5) All licensed hospitals and health care practitioners are required to provide full written and verbal disclosure on risks of injury and death for any injection, testing, therapy, or treatment and failure to do so is punishable under KRS Chapter 508."; and
- By renumbering subsequent sections accordingly.