

FIRST REGULAR SESSION

HOUSE BILL NO. 1075

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE ALFERMAN.

2236H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 208, RSMo, by adding thereto one new section relating to MO HealthNet emergency services.

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

Section A. Chapter 208, RSMo, is amended by adding thereto one new section, to be known as section 208.149, to read as follows:

208.149. Emergency services shall be covered as such under the MO HealthNet program, whether through fee-for-service, managed care, or some other provider arrangement, when such services are medically necessary according to the prudent layperson standard. For the purposes of this section, “prudent layperson standard” shall mean the standard for determining the existence of an emergency medical condition whereby a prudent layperson who possesses an average knowledge of health and medicine determines that a medical condition manifests itself by acute symptoms of sufficient severity, including severe pain, such that the person could reasonably expect the absence of immediate medical attention to result in the following:

- (1) Placing the health of the individual or, with respect to a pregnant woman, the health of the woman or her unborn child in serious jeopardy;**
- (2) Serious impairment to bodily functions; or**
- (3) Serious dysfunction of any bodily organ or part.**

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EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.