

FIRST REGULAR SESSION

# HOUSE BILL NO. 949

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MAYHEW.

1990H.011

DANA RADEMAN MILLER, Chief Clerk

## AN ACT

To amend chapter 198, RSMo, by adding thereto one new section relating to visitation rights in long-term care facilities.

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

Section A. Chapter 198, RSMo, is amended by adding thereto one new section, to be known as section 198.094, to read as follows:

**198.094. 1. For purposes of this section, the following terms mean:**

(1) "Essential caregiver", any individual who has been given consent by a resident or by the resident's guardian or legal representative to provide health care services or assistance with activities of daily living to help maintain or improve the quality of care or quality of life of the resident;

(2) "Immediate family member", a spouse, child, parent, or sibling of a resident;

(3) "Long-term care facility", the same meaning given to the term "facility" in section 198.006;

(4) "Ombudsman", the state ombudsman described in section 192.2305 and any representative of the office established in section 192.2305;

(5) "Public administrator", any public administrator for a county as described in section 473.730;

(6) "Resident", the same meaning given to the term in section 198.006.

2. A long-term care facility shall not adopt a policy in response to an outbreak of a contagious illness that restricts an immediate family member, essential caregiver, ombudsman, or public administrator who is willing to comply with reasonable safety

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.

17 **protocols from visiting a resident in person or attending medical appointments with the resident.**  
18 **3. A political subdivision shall not require any long-term care facility to adopt a**  
19 **policy that the long-term care facility is prohibited from adopting under subsection 2 of**  
20 **this section.**

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