

# SENATE BILL NO. 212

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR BECK.

0951S.01H

KRISTINA MARTIN, Secretary

## AN ACT

To amend chapter 197, RSMo, by adding thereto one new section relating to surgical smoke plume evacuation.

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

Section A. Chapter 197, RSMo, is amended by adding thereto  
2 one new section, to be known as section 197.185, to read as  
3 follows:

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

3 (1) "Ambulatory surgical center", the same meaning  
4 given to the term in section 197.200;

5 (2) "Hospital", the same meaning given to the term in  
6 section 197.020;

7 (3) "Surgical smoke", the smoke that is generated from  
8 the use of a surgical device, including, but not limited to,  
9 surgical plume, smoke plume, bioaerosols, laser-generated  
10 airborne contaminants, and lung-damaging dust;

11 (4) "Surgical smoke plume evacuation system",  
12 equipment designed to capture, filter, and eliminate  
13 surgical smoke at the point of origin and before the  
14 surgical smoke makes contact with the eyes or contact with  
15 the respiratory tract of patients and staff occupying the  
16 room where a procedure that produces surgical smoke plume is  
17 being performed.

18           2. On or before January 1, 2025, each hospital and  
19 ambulatory surgical center that performs procedures that  
20 produce surgical smoke plume shall adopt and implement  
21 policies and procedures to ensure the evacuation of surgical  
22 smoke plume by use of a surgical smoke plume evacuation  
23 system for each procedure that generates surgical smoke  
24 plume from the use of energy-based devices, including, but  
25 not limited to, electrosurgery and lasers.

26           3. Any procedure that generates surgical smoke plume  
27 from the use of energy-based devices that is performed after  
28 December 31, 2024, in any hospital or ambulatory surgical  
29 center shall be subject to the policies and procedures  
30 adopted under subsection 2 of this section.

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