

SENATE BILL NO. 663

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR CIERPIOT.

2674S.01H

KRISTINA MARTIN, Secretary

AN ACT

To amend chapter 192, RSMo, by adding thereto one new section relating to voluntary nonopioid directives.

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

Section A. Chapter 192, RSMo, is amended by adding thereto
2 one new section, to be known as section 192.530, to read as
3 follows:

192.530. 1. An individual who is eighteen years of
2 age or older or an emancipated minor, a parent or legal
3 guardian of a minor, or an individual's guardian or other
4 person appointed by the individual or a court to manage the
5 individual's health care, may execute a voluntary nonopioid
6 directive stating that an opioid shall not be administered
7 or prescribed to the individual or the minor. The directive
8 shall be in a format prescribed by the department of health
9 and senior services and available in an electronic format.

10 2. The department shall adopt regulations to implement
11 the provisions of this section. The regulations shall:

12 (1) Include verification by a health care provider and
13 comply with the written consent requirements under 42 U.S.C.
14 Section 290dd-2(b);

15 (2) Provide standard procedures for an individual, a
16 parent or legal guardian of a minor, or an individual's
17 guardian or other person appointed by the individual or a
18 court to manage the individual's health care, to submit a

19 voluntary nonopioid directive to a health care provider or
20 hospital;

21 (3) Include appropriate exemptions for emergency
22 medical personnel;

23 (4) Ensure the confidentiality of a voluntary
24 nonopioid directive; and

25 (5) Ensure exemptions for an opioid used for treatment
26 of substance abuse or opioid dependence.

27 3. An individual who is eighteen years of age or older
28 or an emancipated minor, a parent or legal guardian of a
29 minor, or an individual's guardian or other person appointed
30 by the individual or a court to manage the individual's
31 health care, may revoke a voluntary nonopioid directive at
32 any time in writing or orally.

33 4. An individual, a parent or legal guardian of a
34 minor, or an individual's guardian or other person appointed
35 by the individual or a court to manage the individual's
36 health care, may submit a voluntary nonopioid directive to a
37 health care provider or a hospital.

38 5. Any rule or portion of a rule, as that term is
39 defined in section 536.010, that is created under the
40 authority delegated in this section shall become effective
41 only if it complies with and is subject to all of the
42 provisions of chapter 536 and, if applicable, section
43 536.028. This section and chapter 536 are nonseverable and
44 if any of the powers vested with the general assembly
45 pursuant to chapter 536 to review, to delay the effective
46 date, or to disapprove and annul a rule are subsequently
47 held unconstitutional, then the grant of rulemaking
48 authority and any rule proposed or adopted after August 28,
49 2023, shall be invalid and void.

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