

SENATE SUBSTITUTE
FOR
HOUSE BILL NO. 1713
AN ACT

To repeal sections 143.174, 143.175, 173.239, 191.480, and 301.3061, RSMo, and to enact in lieu thereof twenty new sections relating to military affairs.

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

Section A. Sections 143.174, 143.175, 173.239, 191.480, and 301.3061, RSMo, are repealed and twenty new sections enacted in lieu thereof, to be known as sections 41.092, 42.022, 42.312, 143.174, 143.175, 173.239, 191.479, 191.480, 191.2600, 191.2605, 191.2610, 191.2615, 191.2620, 191.2625, 191.2630, 301.3061, 301.3181, 301.3182, 620.3305, and 630.1170, to read as follows:

41.092. No member of the National Guard of this state shall be required by the governor or the adjutant general to receive a vaccination against COVID-19 as a condition of active state duty service pursuant to section 41.480 or as a condition for any other duty or training not in federal service.

42.022. 1. In addition to any other duties imposed under this chapter, the commission shall review the provisions of the Commander John Scott Hannon Veterans Mental Health Care Improvement Act of 2019, enacted by the 116th United States Congress (Pub. L. 116-171), as amended, and any regulations related thereto. After review, the commission, in collaboration with the department of mental health, shall provide recommendations and make efforts to adopt procedures, programs, treatment options, additional aid, and any other assistance deemed necessary by the

11 commission to assist in the efforts to prevent veteran
12 suicide, subject to appropriation.

13 2. Before July 1, 2025, and before every July first
14 thereafter the commission shall file a report with the
15 department of public safety and the general assembly on the
16 recommendations, implementation, and effectiveness of the
17 efforts by the commission to prevent veteran suicide.

18 3. The department of public safety may promulgate all
19 necessary rules and regulations for the administration of
20 this section. Any rule or portion of a rule, as that term
21 is defined in section 536.010, that is created under the
22 authority delegated in this section shall become effective
23 only if it complies with and is subject to all of the
24 provisions of chapter 536 and, if applicable, section
25 536.028. This section and chapter 536 are nonseverable and
26 if any of the powers vested with the general assembly
27 pursuant to chapter 536 to review, to delay the effective
28 date, or to disapprove and annul a rule are subsequently
29 held unconstitutional, then the grant of rulemaking
30 authority and any rule proposed or adopted after August 28,
31 2024, shall be invalid and void.

42.312. 1. There is hereby created within the state
2 adjutant general's office the "Operation Enduring Freedom,
3 Operation Freedom's Sentinel, and Operation Allies Refuge
4 Program". Every veteran who honorably served on active duty
5 in the United States military service at any time beginning
6 October 7, 2001, and ending August 30, 2021, shall be
7 entitled to receive an Operation Enduring Freedom, Operation
8 Freedom's Sentinel, and Operation Allies Refuge medallion,
9 medal, and certificate of appreciation under this section,
10 provided that:

11 (1) Such veteran is a legal resident of this state or
12 was a legal resident of this state at the time he or she

13 entered or was discharged from military service or at the
14 time of his or her death, or such veteran served in a unit
15 of the Missouri National Guard regardless of whether such
16 veteran is or ever was a legal resident of this state; and

17 (2) Such veteran was honorably separated or discharged
18 from military service, is still in active service in an
19 honorable status, or was in active service in an honorable
20 status at the time of his or her death.

21 2. The Operation Enduring Freedom, Operation Freedom's
22 Sentinel, and Operation Allies Refuge medallion, medal, and
23 certificate shall be awarded regardless of whether such
24 veteran served within the United States or in a foreign
25 country. The medallion, medal, and certificate shall be
26 awarded regardless of whether such veteran was under
27 eighteen years of age at the time of enlistment. For
28 purposes of this section, "veteran" means any person defined
29 as a veteran by the United States Department of Veterans
30 Affairs or its successor agency.

143.174. For all tax years beginning on or after
2 January 1, 2016, for purposes of calculating the Missouri
3 taxable income as required under section 143.011, one
4 hundred percent of the income received by any person as
5 salary or compensation in any form as a member of the active
6 duty component of the Armed Forces of the United States, and
7 to the extent that such income is included in the federal
8 adjusted gross income, may be deducted from the taxpayer's
9 Missouri adjusted gross income to determine such taxpayer's
10 Missouri taxable income. If such person files a combined
11 return with a spouse, any military income received while
12 engaging in the performance of active duty may be deducted
13 from their Missouri combined adjusted gross income. For the
14 purposes of this section, "salary or compensation" shall
15 include any signing bonus.

143.175. 1. For all tax years beginning on or after
2 January 1, 2020, for purposes of calculating the Missouri
3 taxable income as required under section 143.011, a
4 percentage of the income received by any person as salary or
5 compensation:

6 (1) In performance of inactive duty for training (IDT)
7 of the National Guard or annual training status (AT) of the
8 National Guard; **[or]**

9 (2) In reserve components of the Armed Forces of the
10 United States; or

11 (3) For all tax years beginning on or after January 1,
12 2025, in the form of a bonus from the National Guard or a
13 reserve component of the United States Armed Forces for
14 joining, reenlisting, or for any other reason;

15 and to the extent that such income is included in the
16 federal adjusted gross income, may be deducted from the
17 taxpayer's Missouri adjusted gross income to determine such
18 taxpayer's Missouri taxable income. If such person files a
19 combined return with a spouse, a percentage of any military
20 income received while engaging in the performance of
21 National Guard or reserve military duty may be deducted from
22 their Missouri combined adjusted gross income. Such
23 military income shall be deducted as follows:

24 (a) For the tax year beginning on or after January 1,
25 2020, twenty percent of such military income;

26 (b) For the tax year beginning on or after January 1,
27 2021, forty percent of such military income;

28 (c) For the tax year beginning on or after January 1,
29 2022, sixty percent of such income;

30 (d) For the tax year beginning on or after January 1,
31 2023, eighty percent of such income;

32 (e) For all tax years beginning on January 1, 2024,
33 and thereafter, one hundred percent of such income.

34 2. Notwithstanding the provisions of this section or
35 any other provision of law to the contrary, the deduction
36 authorized by this section shall not apply to compensation
37 received while engaging in civilian federal service,
38 including civil service positions requiring the wearing of
39 military uniform and military affiliation.

 173.239. 1. Any member of the Missouri National Guard
2 who possesses the qualifications set forth in this section
3 may, while he or she is a member of the Missouri National
4 Guard, be awarded [an] educational assistance in the form of:

5 (1) A tuition and fee waiver for undergraduate courses
6 at a postsecondary institution of higher education located
7 in this state that directly receives funds appropriated by
8 the general assembly. This tuition and fee waiver shall not
9 be implemented prior to the 2025-2026 academic year. The
10 tuition and fee waiver shall only be for tuition and fees
11 that remain after the application of all payments from a
12 tuition assistance program of the National Guard, the United
13 States Army, or the United States Air Force; additional
14 federal military tuition assistance; GI Bill educational
15 entitlements; awarded external scholarships; and federal
16 financial grants, including the federal Pell grant, that are
17 available to the member in the current semester.

18 (2) A grant to an [approved public institution or an
19 approved private] eligible institution[, as those terms are
20 defined in either section 173.205 or section 173.778,] of
21 his or her choice [while he or she is a member of the
22 Missouri National Guard. Funding for educational assistance
23 pursuant to this section may be requested annually in the
24 budget of the Missouri National Guard. Educational
25 assistance provided pursuant to this section shall not
26 exceed funds appropriated for that purpose]. For purposes

27 of this subdivision, the term "eligible institution" shall
28 mean:

29 (a) An approved public institution or an approved
30 private institution, as those terms are defined in section
31 173.1102; or

32 (b) Any institution of postsecondary education that is
33 required by law to be, and currently is, certified to
34 operate by the coordinating board for higher education; that
35 is institutionally accredited by an accrediting commission
36 recognized by the United States Department of Education;
37 that has operated continuously in this state for five or
38 more years; that has no more than fifty percent of its
39 students in correspondence programs; and that offers a one-
40 year or two-year certificate, associate or baccalaureate
41 degree programs, or graduate or professional degree programs.

42 2. (1) Educational assistance provided under this
43 section shall not exceed the [least] lesser of the following:

44 [(1)] (a) The actual tuition, as defined in section
45 173.260, charged at an approved institution where the
46 [individual] member is enrolled or accepted for enrollment;
47 or

48 [(2)] (b) The [amount] product of the number of credit
49 hours taken multiplied by the average tuition cost per
50 credit hour charged to a Missouri resident at the University
51 of Missouri for attendance[;], with such average cost
52 determined by the Missouri National Guard.

53 [(3)] (2) The grants provided under this section may
54 be prorated subject to appropriations in an amount no less
55 than fifty percent of the limits set forth in this [section]
56 subsection.

57 3. (1) For either type of educational assistance
58 described in this section, a member of the Missouri National
59 Guard [seeking educational assistance pursuant to this

60 section] may apply to the appropriate office of the Missouri
61 National Guard before each semester. The member shall:
62 (a) Provide a certificate of satisfactory service of
63 his or her Missouri National Guard duties from his or her
64 commanding officer [and shall];
65 (b) Possess all other necessary entrance requirements
66 of the school of his or her choice [and shall maintain];
67 (c) Provide proof of maintaining a cumulative grade
68 point average (GPA) of at least two point five on a [four
69 point] four-point scale, or the equivalent on another scale
70 approved by the program administrator, while attending the
71 approved public or private institution;
72 (e) Have not yet earned a baccalaureate degree; and
73 (d) Have completed and submitted a Free Application
74 for Federal Student Aid (FAFSA) for the academic term for
75 which educational assistance is requested.
76 (2) For the tuition and fee waiver, the waiver shall
77 be awarded if the member applies and is otherwise eligible
78 pursuant to this section and shall be awarded only after the
79 Missouri National Guard has distributed any moneys available
80 for the member through the state tuition assistance program.
81 4. If the grade point average of a member who is
82 receiving educational assistance pursuant to this section
83 falls below two point five on a [four point] four-point
84 scale, or the equivalent on another scale, such member shall
85 retain the educational assistance and shall be placed on
86 probation under the educational assistance program. Failure
87 to achieve a current grade point average of at least two
88 point five on a [four point] four-point scale or the
89 equivalent on another scale for future semesters or
90 equivalent academic terms shall result in termination of the
91 [scholarship] educational assistance effective as of the
92 next academic term. The member shall be removed from

93 probation status upon achieving a cumulative grade point
94 average of two point five on a [four point] four-point scale
95 or the equivalent on another scale.

96 5. For the tuition and fee waiver, an applicant shall
97 cease to be eligible if his or her total completed credit
98 hours exceeds one hundred twenty credit hours. This
99 limitation applies to credit hours earned either with the
100 educational assistance described in this section or credit
101 earned outside of the educational assistance described in
102 this section.

103 6. The tuition and fee waiver shall not be available
104 in fiscal years in which the percentage of the total program
105 costs covered by the state appropriation for the educational
106 assistance pursuant to this section has decreased compared
107 to the previous fiscal year.

108 7. If a recipient of either type of educational
109 assistance pursuant to this section ceases to maintain their
110 active military affiliation while enrolled in an academic
111 semester or term for any reason except death, disability, or
112 medical disqualification the educational assistance shall be
113 terminated and the recipient shall repay any amounts awarded
114 or waived for the academic semester or term.

115 [6. Applicants for educational assistance pursuant to
116 this section shall meet the qualifications established by
117 section 173.215, except the provisions of subdivisions (2)
118 and (4) of subsection 1 of section 173.215, and shall be
119 qualified, full-time or part-time students.

120 7.] 8. The educational assistance program established
121 pursuant to this section shall be administered by the office
122 of the adjutant general of the Missouri National Guard. The
123 Missouri National Guard shall establish guidelines for
124 equitable administrative distribution of educational
125 assistance.

126 9. For purposes of this section, the terms "fee" and
127 "fees" mean any mandatory fees charged by an institution to
128 all full-time students as a condition of enrollment.

191.479. 1. For the purpose of this section, a "bona
2 fide physician-patient relationship" means a relationship
3 between a physician and a patient in which the physician:

4 (1) Has completed an assessment of the patient's
5 medical history and current medical condition, including an
6 in-person examination of the patient;

7 (2) Has consulted with the patient with respect to the
8 patient's medical condition; and

9 (3) Is available to provide follow-up care and
10 treatment to the patient.

11 2. Notwithstanding the provisions of chapter 195 or
12 579 or any other provision of law to the contrary, any
13 person who acquires, uses, produces, possesses, transfers,
14 or administers psilocybin for the person's own therapeutic
15 use shall not be in violation of state or local law and
16 shall not be subject to a civil fine, penalty, or sanction
17 so long as the following conditions are met:

18 (1) The person is a veteran, as defined in section
19 42.002, who resides in Missouri;

20 (2) The person is twenty-one years of age or older;

21 (3) The person suffers from posttraumatic stress
22 disorder, major depressive disorder, or a substance use
23 disorder or requires end-of-life care;

24 (4) The person has enrolled in a study regarding the
25 use of psilocybin to treat posttraumatic stress disorder,
26 major depressive disorder, or substance use disorders or for
27 end-of-life care;

28 (5) The person informs the department of mental health
29 that the person plans to acquire, use, produce, possess,

30 transfer, or administer psilocybin in accordance with this
31 section;

32 (6) The person provides the department with:

33 (a) Documentation from a physician with whom the
34 patient has a bona fide physician-patient relationship that
35 the person suffers from posttraumatic stress disorder, major
36 depressive disorder, or a substance use disorder or requires
37 end-of-life care;

38 (b) The name of the facilitator who will be present
39 with the person when they use psilocybin, who is one of the
40 following:

41 a. A physician licensed under chapter 334;

42 b. A psychologist licensed under chapter 337;

43 c. A master's-level mental health therapist with full
44 clinical experience such as a licensed clinical social
45 worker, marital and family therapist, or professional
46 counselor, as such professions are licensed under chapter
47 337, or a registered art therapist;

48 d. A nurse licensed under chapter 335 with a doctor of
49 nursing practice degree;

50 e. A physician assistant licensed under chapter 334; or

51 f. An advanced practice registered nurse licensed
52 under chapter 335, including, but not limited to, a
53 psychiatric-mental health nurse practitioner;

54 (c) The address of the location where the use of
55 psilocybin will take place; and

56 (d) The time period, not to exceed twelve months,
57 during which the person will use psilocybin;

58 (7) The person ensures that a laboratory licensed by
59 the state to test controlled substances tests the psilocybin
60 the person intends to ingest; and

61 (8) The person limits the use of psilocybin to no more
62 than one hundred and fifty milligrams of psilocybin analyte

63 (4-phosphoryloxy-N, N-dimethyltryptamine) during any twelve-
64 month period.

65 3. (1) A facilitator described under subsection 2 of
66 this section, in order to serve as a facilitator, shall have
67 completed a training program specific to psilocybin
68 consistent with the most current American Psychedelic
69 Practitioners Association Professional Practice Guidelines
70 for Psychedelic-Assisted Therapy and shall comply with such
71 guidelines. The curriculum of a training program under this
72 subsection shall cover all content areas set forth in the
73 guidelines and shall consist of no less than thirty hours of
74 synchronous learning. Facilitators, excluding those who are
75 psychologists, psychiatrists, or psychiatric-mental health
76 nurse practitioners, shall complete one and one half
77 continuing education hours of training on the most current
78 version of the Diagnostic and Statistical Manual of Mental
79 Disorders within the facilitator's respective licensure
80 renewal period and prior to facilitating a psilocybin
81 session.

82 (2) An individual shall have training in posttraumatic
83 stress disorder, complex posttraumatic stress disorder,
84 major depressive disorder, substance use disorder, or end-of-
85 life care in order to serve as a facilitator for a person
86 seeking psilocybin-assisted psychotherapy to treat such
87 conditions.

88 4. Notwithstanding the provisions of chapter 195 or
89 579 or any other provision of law to the contrary:

90 (1) Any person twenty-one years of age or older who
91 assists another person in any of the acts allowed under
92 subsection 2 of this section shall not be in violation of
93 state or local law and shall not be subject to a civil fine,
94 penalty, or sanction; and

95 (2) Any laboratory licensed by the state to test
96 controlled substances or cannabis that tests psilocybin for
97 a person engaged in acts allowed under subsection 2 of this
98 section shall not be in violation of state or local law and
99 shall not be subject to a civil fine, penalty, or sanction.

100 5. Subject to appropriation, the department shall
101 provide grants totaling three million dollars for research
102 on the use and efficacy of psilocybin for persons described
103 in subsection 2 of this section.

104 6. The department shall prepare and submit to the
105 governor, lieutenant governor, and the general assembly
106 annual reports on any information collected by the
107 department on the implementation and outcomes of the use of
108 psilocybin as described in subsection 2 of this section.

109 7. The department shall maintain the confidentiality
110 of any personally identifiable protected information
111 collected from any persons who provide information to the
112 department under subsection 2 of this section.

113 8. Notwithstanding any other provision of law to the
114 contrary, the department, any health care providers, and any
115 other person involved in the acts described in subsection 2
116 of this section shall not be subject to criminal or civil
117 liability or sanction under the laws of this state for
118 providing care to a person engaged in acts allowed under
119 subsection 2 of this section, except in cases of gross
120 negligence or willful misconduct. No health care provider
121 shall be subject to discipline against his or her
122 professional license for providing care to a person engaged
123 in acts allowed under subsection 2 of this section.

124 9. Notwithstanding any other provision of law to the
125 contrary, a physician shall not be subject to criminal or
126 civil liability or sanction under the laws of this state for
127 providing documentation that a person suffers from

128 posttraumatic stress disorder, major depressive disorder, or
129 a substance use disorder or requires end-of-life care, and
130 no state agency or regulatory board shall revoke, fail to
131 renew, or take any other action against a physician's
132 license issued under chapter 334 based solely on the
133 physician's provision of documentation that a person suffers
134 from posttraumatic stress disorder, major depressive
135 disorder, or a substance use disorder or requires end-of-
136 life care.

137 10. Notwithstanding any other provision of law to the
138 contrary, no state agency, including employees therein,
139 shall disclose to the federal government, any federal
140 government employee, or any unauthorized third party the
141 statewide list or any individual information of persons who
142 meet the requirements of this section.

191.480. 1. For purposes of this section, the
2 following terms shall mean:

3 (1) "Eligible patient", a person who meets all of the
4 following:

5 (a) Has a terminal, life-threatening, or severely
6 debilitating condition or illness;

7 (b) Has considered all other treatment options
8 currently approved by the United States Food and Drug
9 Administration and all relevant clinical trials conducted in
10 this state;

11 (c) Has received a prescription or recommendation from
12 the person's physician for an investigational drug,
13 biological product, or device;

14 (d) Has given written informed consent which shall be
15 at least as comprehensive as the consent used in clinical
16 trials for the use of the investigational drug, biological
17 product, or device or, if the patient is a minor or lacks
18 the mental capacity to provide informed consent, a parent or

19 legal guardian has given written informed consent on the
20 patient's behalf; and

21 (e) Has documentation from the person's physician that
22 the person has met the requirements of this subdivision;

23 (2) "Investigational drug, biological product, or
24 device", a drug, biological product, or device, any of which
25 are used to treat the patient's terminal illness, that has
26 successfully completed phase one of a clinical trial but has
27 not been approved for general use by the United States Food
28 and Drug Administration and remains under investigation in a
29 clinical trial[. The term shall not include Schedule I
30 controlled substances];

31 (3) "Life-threatening", diseases or conditions:

32 (a) Where the likelihood of death is high unless the
33 course of the disease is interrupted; and

34 (b) With potentially fatal outcomes, where the end
35 point of clinical trial analysis is survival;

36 (4) "Severely debilitating", diseases or conditions
37 that cause major irreversible morbidity;

38 (5) "Terminal illness", a disease that without life-
39 sustaining procedures will result in death in the near
40 future or a state of permanent unconsciousness from which
41 recovery is unlikely.

42 2. A manufacturer of an investigational drug,
43 biological product, or device may make available the
44 manufacturer's investigational drug, biological product, or
45 device to eligible patients under this section. This
46 section does not require that a manufacturer make available
47 an investigational drug, biological product, or device to an
48 eligible patient. A manufacturer may:

49 (1) Provide an investigational drug, biological
50 product, or device to an eligible patient without receiving
51 compensation; or

52 (2) Require an eligible patient to pay the costs of or
53 associated with the manufacture of the investigational drug,
54 biological product, or device.

55 3. This section does not require a health care insurer
56 to provide coverage for the cost of any investigational
57 drug, biological product, or device. A health care insurer
58 may provide coverage for an investigational drug, biological
59 product, or device.

60 4. This section does not require the department of
61 corrections to provide coverage for the cost of any
62 investigational drug, biological product, or device.

63 5. Notwithstanding any other provision of law to the
64 contrary, no state agency or regulatory board shall revoke,
65 fail to renew, or take any other action against a
66 physician's license issued under chapter 334 based solely on
67 the physician's recommendation to an eligible patient
68 regarding prescription for or treatment with an
69 investigational drug, biological product, or device. Action
70 against a health care provider's Medicare certification
71 based solely on the health care provider's recommendation
72 that a patient have access to an investigational drug,
73 biological product, or device is prohibited.

74 6. If a provision of this section or its application
75 to any person or circumstance is held invalid, the
76 invalidity does not affect other provisions or applications
77 of this section that can be given effect without the invalid
78 provision or application, and to this end the provisions of
79 this section are severable.

80 7. If the clinical trial is closed due to lack of
81 efficacy or toxicity, the drug shall not be offered. If
82 notice is given on a drug, product, or device taken by a
83 patient outside of a clinical trial, the pharmaceutical
84 company or patient's physician shall notify the patient of

85 the information from the safety committee of the clinical
86 trial.

87 8. Except in the case of gross negligence or willful
88 misconduct, any person who manufactures, imports,
89 distributes, prescribes, dispenses, or administers an
90 investigational drug or device to an eligible patient with a
91 terminal illness in accordance with this section shall not
92 be liable in any action under state law for any loss,
93 damage, or injury arising out of, relating to, or resulting
94 from:

95 (1) The design, development, clinical testing and
96 investigation, manufacturing, labeling, distribution, sale,
97 purchase, donation, dispensing, prescription,
98 administration, or use of the drug or device; or

99 (2) The safety or effectiveness of the drug or device.

191.2600. Sections 191.2600 to 191.2630 shall be known
2 and may be cited as the "Veterans Traumatic Brain Injury
3 Treatment and Recovery Act".

191.2605. As used in sections 191.2600 to 191.2630,
2 unless the context indicates otherwise, the following terms
3 mean:

4 (1) "Alternative therapies", any therapies for a
5 condition that are not considered the standard or
6 conventional therapies for that condition including, but not
7 limited to, hyperbaric oxygen therapy;

8 (2) "Commission", the Missouri veterans commission;

9 (3) "Facility", a public or private health clinic,
10 outpatient health clinic, community health center, hospital,
11 or other facility authorized under rules of the department
12 of health and senior services to provide hyperbaric oxygen
13 therapy under sections 191.2600 to 191.2630;

14 (4) "Fund", the veterans traumatic brain injury
15 treatment and recovery fund established in section 191.2615;

16 (5) "Health care practitioner", a person who is
17 licensed to provide medical or other health care in this
18 state and who has prescriptive authority including, but not
19 limited to, a physician;

20 (6) "Hyperbaric oxygen therapy" or "therapy",
21 treatment for posttraumatic stress disorder or traumatic
22 brain injury that is based on a valid prescription from a
23 health care practitioner and that is delivered through:

24 (a) A hyperbaric chamber approved by the United States
25 Food and Drug Administration; or

26 (b) A hyperbaric oxygen device that is approved by the
27 United States Food and Drug Administration;

28 (7) "Physician", a person licensed to practice
29 medicine in this state under chapter 334;

30 (8) "Posttraumatic stress disorder", a mental health
31 condition that is triggered by a terrifying event, such as
32 by either experiencing or witnessing a life-threatening
33 event, including, but not limited to, military sexual
34 trauma, or as a secondary sequela to body trauma;

35 (9) "Traumatic brain injury", an acquired injury to
36 the brain. The term "traumatic brain injury" does not
37 include brain dysfunction caused by a congenital or
38 degenerative disorder or birth trauma;

39 (10) "Veteran", an individual who has served:

40 (a) In an active or reserve component of the Army,
41 Navy, Air Force, Marine Corps, Space Force, or Coast Guard
42 of the United States;

43 (b) In the National Guard of any state; or

44 (c) On active duty, other than for training, in any
45 component of the Armed Forces of the United States for a
46 period of one hundred eighty days or more, unless released
47 earlier because of service-connected disability, and who was

48 discharged or released from the Armed Forces of the United
49 States under other than dishonorable conditions.

191.2610. Any facility in this state that provides
2 hyperbaric oxygen therapy to a veteran shall be eligible for
3 reimbursement for such therapy from the commission if the
4 following conditions are satisfied:

5 (1) The veteran receiving the therapy has been
6 diagnosed, by a health care practitioner, with posttraumatic
7 stress disorder or a traumatic brain injury and has
8 demonstrated that he or she previously sought services for
9 posttraumatic stress disorder or a traumatic brain injury
10 through the Veterans Health Administration service delivery
11 system or, if available to the veteran, through the private
12 health insurance system;

13 (2) The veteran receiving the therapy voluntarily
14 agreed to the therapy;

15 (3) The facility complies with applicable fire codes,
16 oversight requirements, and any treatment protocols required
17 under sections 191.2600 to 191.2630;

18 (4) The veteran receiving the therapy resides within
19 this state;

20 (5) Any hyperbaric chamber used to treat the veteran
21 meets the minimum standards for patients established by the
22 United States Food and Drug Administration;

23 (6) The facility complies with the federal Health
24 Insurance and Portability Accountability Act of 1996 for the
25 veteran receiving the therapy;

26 (7) The facility's treatment protocols for hyperbaric
27 oxygen therapy are aligned with the medical standards
28 demonstrated in published clinical trials for hyperbaric
29 oxygen therapy that occurred under the direction of an
30 institutional review board;

31 (8) The hyperbaric oxygen therapy is delivered solely
32 by health care practitioners in accordance with federal and
33 state law;

34 (9) Before providing hyperbaric oxygen therapy to the
35 veteran, the facility established a treatment plan
36 consistent with the requirements of sections 191.2600 to
37 191.2630;

38 (10) A prescription order for hyperbaric oxygen
39 therapy was issued by a health care practitioner before the
40 facility provided the therapy;

41 (11) The facility verified that both the facility and
42 the veteran met the requirements under sections 191.2600 to
43 191.2630 for reimbursement before proceeding with the
44 therapy;

45 (12) Before providing the therapy, the facility
46 estimated the costs of the therapy, including the costs of
47 cognitive testing to be conducted before and after the
48 therapy;

49 (13) The facility retains in the veteran's health care
50 file information on the type of cognitive testing performed
51 as well as the results of the cognitive testing;

52 (14) The veteran is not charged or billed for the
53 therapy by the facility or any other entity and is not
54 liable for the costs of the therapy or any expenses incurred
55 in accordance with sections 191.2600 to 191.2630;

56 (15) The facility and any health care practitioners
57 involved in the hyperbaric oxygen therapy agree to cooperate
58 with the commission to provide an annual data summary
59 treatment report sufficient to assess the efficacy of
60 alternative treatment modalities for treating veterans with
61 posttraumatic stress disorder and traumatic brain injuries;
62 and

63 (16) The facility receives advance approval from the
64 commission as described in section 191.2615.

191.2615. 1. (1) There is hereby created in the
2 state treasury the "Veterans Traumatic Brain Injury
3 Treatment and Recovery Fund". The fund shall consist of any
4 appropriations, gifts, bequests, or public or private
5 donations to such fund. The state treasurer shall be
6 custodian of the fund. In accordance with sections 30.170
7 and 30.180, the state treasurer may approve disbursements.
8 The fund shall be a dedicated fund and, upon appropriation,
9 moneys in this fund shall be used solely for reimbursements
10 to facilities for hyperbaric oxygen therapy provided to
11 veterans, for administrative expenses incurred by the
12 commission in distributing such reimbursements, and for
13 studies on the use of alternative therapies to treat
14 veterans with posttraumatic stress disorder and traumatic
15 brain injuries.

16 (2) Notwithstanding the provisions of section 33.080
17 to the contrary, any moneys remaining in the fund at the end
18 of the biennium shall not revert to the credit of the
19 general revenue fund.

20 (3) The state treasurer shall invest moneys in the
21 fund in the same manner as other funds are invested. Any
22 interest and moneys earned on such investments shall be
23 credited to the fund.

24 2. Any facility that intends to seek reimbursement
25 from the fund for hyperbaric oxygen therapy provided to a
26 veteran shall request advance approval from the commission
27 for reimbursement before providing such therapy. Upon
28 approval by the commission, the commission shall set aside
29 the appropriate amount of funds to ensure full payment for
30 the veteran's therapy. If moneys remaining in the fund are

31 insufficient to ensure full payment, the commission shall
32 deny the facility's request for advance approval.

33 3. If at the end of the six-month period immediately
34 following the date the commission approved the facility's
35 request for advance approval the facility has not submitted
36 any bills to the commission for the veteran or provided any
37 therapy for the veteran, the commission shall notify the
38 veteran and the facility that the funding reserved for the
39 veteran shall expire within thirty days if the facility
40 fails to notify the commission that therapy is scheduled or
41 continued. If the facility fails to notify the commission
42 that therapy is scheduled or continued within thirty days,
43 the commission shall release the funds reserved for the
44 veteran and make them available for another veteran's
45 therapy under sections 191.2600 to 191.2630.

46 4. After receiving advance approval from the
47 commission and providing hyperbaric oxygen therapy to a
48 veteran in accordance with sections 191.2600 to 191.2630,
49 the facility shall not bill the veteran for the therapy but
50 shall submit the bill for the therapy to the commission.

51 5. The commission shall pay the bill for the therapy
52 received in accordance with subsection 4 of this section
53 from the fund within forty-five days of receipt. If the
54 costs of the therapy exceed the availability of moneys
55 remaining in the fund, the facility shall not hold the
56 veteran responsible for any payment, and the commission
57 shall not have any obligation to make payments to the
58 facility in an amount that exceeds the amount that was set
59 aside upon advance approval as described in subsection 2 of
60 this section.

61 6. The commission shall seek reimbursement for
62 payments made to facilities for treating veterans with
63 hyperbaric oxygen therapy from any of the following entities

64 based on the efficacy of treatments as demonstrated in the
65 healing of traumatic brain injuries through hyperbaric
66 oxygen therapy by cognitive testing, brain scans, or other
67 assessment protocols medically accepted by the United States
68 Food and Drug Administration or the United States Department
69 of Defense under the War Risk Insurance Act, as amended:

70 (1) The Tricare program of the United States
71 Department of Defense;

72 (2) Appropriate federal agencies, including the
73 Veterans Health Administration; and

74 (3) Any other responsible third-party payer.

75 7. The department of health and senior services shall
76 award funds to entities to study the use of alternative
77 therapies to treat veterans with posttraumatic stress
78 disorder and traumatic brain injuries.

191.2620. 1. Any facility may approve hyperbaric
2 oxygen therapy for a veteran in accordance with sections
3 191.2600 to 191.2630.

4 2. A licensing board shall not revoke, fail to renew,
5 suspend, or take any action against a health care
6 practitioner based solely on the health care practitioner's
7 recommendations to a veteran regarding access to or
8 treatment with hyperbaric oxygen therapy.

9 3. No state agency shall take any action, or assist in
10 any action, against a health care practitioner's Medicare or
11 Medicaid certification based solely on the health care
12 practitioner's recommendation that a veteran have access to
13 hyperbaric oxygen therapy.

14 4. No official employee or agent of the state shall
15 block or attempt to block access to hyperbaric oxygen
16 therapy by a veteran who meets all requirements to receive
17 such therapy under sections 191.2600 to 191.2630.

18 5. Counseling, advice, or recommendations provided by
19 a health care practitioner consistent with the medical
20 standards of care shall not be considered a violation of
21 sections 191.2600 to 191.2630.

22 6. Hyperbaric oxygen therapy may be used under the
23 direction of an institutional review board with a national
24 clinical trial number for the purpose of collecting clinical
25 trial data.

191.2625. 1. Any facility that receives reimbursement
2 from the fund shall:

3 (1) Provide reports on individual veterans and groups
4 of veterans to the commission on measured health
5 improvements from accepted and approved cognitive testing
6 protocols, brain imaging, or other medical assessments
7 approved by the industry, the United States Food and Drug
8 Administration, the United States Department of Defense,
9 Tricare, or the Centers for Medicare and Medicaid Services
10 conducted before and after therapy; and

11 (2) Submit an annual report to the commission with the
12 following information:

13 (a) The number of veterans who received hyperbaric
14 oxygen therapy at the facility;

15 (b) The demographics of the veterans who received
16 hyperbaric oxygen therapy at the facility;

17 (c) The number of actual hyperbaric oxygen therapy
18 dives by veterans completed at the facility;

19 (d) Cognitive test results of veterans who received
20 hyperbaric oxygen therapy at the facility; and

21 (e) Any testimonials provided by veterans voluntarily.

22 2. (1) Before January first each year, the commission
23 shall prepare a report detailing each treatment of
24 hyperbaric oxygen therapy provided to a veteran in
25 accordance with sections 191.2600 to 191.2630, the provider

26 type for each treatment provided, the number of veterans
27 treated or served, the treatment outcomes for the veterans
28 treated or served, and a detailed accounting of the moneys
29 used in the fund during the immediately preceding fiscal
30 year.

31 (2) The commission shall submit the report prepared
32 under subdivision (1) of this subsection to the governor,
33 the president pro tempore of the senate, the speaker of the
34 house of representatives, and the director of the department
35 of health and senior services.

36 3. Before January thirtieth each year, the department
37 of health and senior services shall submit to the governor a
38 report containing:

39 (1) Findings and recommendations related to the
40 administration of sections 191.2600 to 191.2630;

41 (2) Findings and recommendations from any studies
42 funded under section 191.2615 regarding the efficacy of
43 alternative therapies to treat posttraumatic stress disorder
44 and traumatic brain injuries; and

45 (3) Recommendations on budgetary, legislative, or
46 regulatory changes needed to expand access to alternative
47 therapies for veterans with posttraumatic stress disorder
48 and traumatic brain injuries.

191.2630. The commission and the department of health
2 and senior services shall jointly promulgate all necessary
3 rules and regulations for the administration of sections
4 191.2600 to 191.2630. Any rule or portion of a rule, as
5 that term is defined in section 536.010, that is created
6 under the authority delegated in this section shall become
7 effective only if it complies with and is subject to all of
8 the provisions of chapter 536 and, if applicable, section
9 536.028. This section and chapter 536 are nonseverable and
10 if any of the powers vested with the general assembly

11 pursuant to chapter 536 to review, to delay the effective
12 date, or to disapprove and annul a rule are subsequently
13 held unconstitutional, then the grant of rulemaking
14 authority and any rule proposed or adopted after August 28,
15 2024, shall be invalid and void.

301.3061. 1. Any person eligible for membership in
2 the Disabled American Veterans and who possesses a valid
3 membership card issued by the Disabled American Veterans may
4 apply for Missouri Disabled American Veterans license plates
5 for any motor vehicle the person owns, either solely or
6 jointly, other than an apportioned motor vehicle or a
7 commercial motor vehicle licensed in excess of twenty-four
8 thousand pounds gross weight. The Missouri Disabled
9 American Veterans hereby authorizes the use of its official
10 emblem to be affixed on multiyear personalized license
11 plates as provided in this section.

2. Upon presentation of a current photo
13 identification, the person's valid membership card issued by
14 the Disabled American Veterans, and payment of a fifteen
15 dollar fee in addition to the regular registration fees and
16 presentation of other documents which may be required by
17 law, the department of revenue shall issue a personalized
18 license plate to the vehicle owner, which shall bear the
19 emblem of the Disabled American Veterans organization, [an
20 emblem consisting exclusively of a red letter "D", followed
21 by a white letter "A" and a blue letter "V" in modified
22 block letters, with each letter having a black shaded
23 edging, and shall engrave the words "WARTIME DISABLED" in
24 red letters centered] and shall have an authorized Disabled
25 American Veterans' slogan near the bottom of the plate.
26 Such license plates shall be made with fully reflective
27 material with a common color scheme and design, shall be
28 clearly visible at night, and shall be aesthetically

29 attractive, as prescribed by section 301.130. A fee for the
30 issuance of personalized license plates issued under section
31 301.144 shall not be required for plates issued under this
32 section.

33 3. Any person who applies for a Disabled American
34 Veterans license plate under this section to be used on a
35 vehicle commonly known and referred to as a pickup truck may
36 be issued a Disabled American Veterans license plate with
37 the designation "beyond local" indicated in the upper right
38 corner of the plate.

39 4. There shall be no limit on the number of license
40 plates any person qualified under this section may obtain so
41 long as each set of license plates issued under this section
42 is issued for vehicles owned solely or jointly by such
43 person. License plates issued under this section shall not
44 be transferable to any other person except that any
45 registered co-owner of the motor vehicle may operate the
46 motor vehicle for the duration of the year licensed in the
47 event of the death of the qualified person.

48 5. The director shall promulgate rules to implement
49 the provisions of this section. Any rule or portion of a
50 rule, as that term is defined in section 536.010, that is
51 created under the authority delegated in this section shall
52 become effective only if it complies with and is subject to
53 all of the provisions of chapter 536 and, if applicable,
54 section 536.028. This section and chapter 536 are
55 nonseverable and if any of the powers vested with the
56 general assembly pursuant to chapter 536 to review, to delay
57 the effective date, or to disapprove and annul a rule are
58 subsequently held unconstitutional, then the grant of
59 rulemaking authority and any rule proposed or adopted after
60 August 28, 2006, shall be invalid and void.

301.3181. Any person who served as a member of the
2 Armed Forces of the United States in Afghanistan and Iraq,
3 who was awarded the Afghanistan Campaign medal and the Iraq
4 Campaign medal, may apply for Afghanistan and Iraq Veteran
5 vehicle license plates, for any motor vehicle the person
6 owns, either solely or jointly, other than an apportioned
7 motor vehicle or a commercial motor vehicle licensed in
8 excess of twenty-four thousand pounds gross weight. Any
9 such person shall make application for the license plates
10 authorized by this section on a form provided by the
11 director of revenue and furnish such proof of service in
12 Afghanistan and Iraq, the awarding of the Afghanistan
13 Campaign medal and the Iraq Campaign medal, and status as
14 currently serving in a branch of the Armed Forces of the
15 United States or as an honorably discharged veteran as the
16 director may require. Upon presentation of the proof of
17 eligibility, payment of a fifteen-dollar fee in addition to
18 the regular registration fees, and presentation of documents
19 that may be required by law, the director shall then issue
20 license plates bearing letters or numbers or a combination
21 thereof as determined by the director, with the words
22 "AFGHANISTAN & IRAQ VETERAN" in place of the words "SHOW-ME
23 STATE". Such plates shall bear the Afghanistan Campaign
24 medal and the Iraq Campaign medal on the left side, with the
25 Afghanistan Campaign medal appearing farthest to the left
26 and the Iraq Campaign medal appearing immediately to the
27 right of the Afghanistan Campaign medal. Notwithstanding
28 the provisions of section 301.144, no additional fee shall
29 be charged for the personalization of license plates issued
30 pursuant to this section. The plates shall be clearly
31 visible at night and shall be aesthetically attractive, as
32 prescribed by section 301.130. There shall be no limit on
33 the number of license plates any person qualified pursuant

34 to this section may obtain so long as each set of license
35 plates issued pursuant to this section is issued for a
36 vehicle owned solely or jointly by such person. License
37 plates issued pursuant to this section shall not be
38 transferable to any other person except that any registered
39 co-owner of the motor vehicle may operate the motor vehicle
40 for the duration of the year licensed in the event of the
41 death of the qualified person.

2 301.3182. Any person who served as a member of the
3 Armed Forces of the United States in Afghanistan, who was
4 awarded the Afghanistan Campaign medal, may apply for
5 Afghanistan Veteran vehicle license plates, for any motor
6 vehicle the person owns, either solely or jointly, other
7 than an apportioned motor vehicle or a commercial motor
8 vehicle licensed in excess of twenty-four thousand pounds
9 gross weight. Any such person shall make application for
10 the license plates authorized by this section on a form
11 provided by the director of revenue and furnish such proof
12 of service in Afghanistan, the awarding of the Afghanistan
13 Campaign medal, and status as currently serving in a branch
14 of the Armed Forces of the United States or as an honorably
15 discharged veteran as the director may require. Upon
16 presentation of the proof of eligibility, payment of a
17 fifteen-dollar fee in addition to the regular registration
18 fees, and presentation of documents that may be required by
19 law, the director shall then issue license plates bearing
20 letters or numbers or a combination thereof as determined by
21 the director, with the words "AFGHANISTAN VETERAN" in place
22 of the words "SHOW-ME STATE". Such plates shall bear the
23 Afghanistan Campaign medal on the left side.

24 Notwithstanding the provisions of section 301.144, no
25 additional fee shall be charged for the personalization of
license plates issued pursuant to this section. The plates

26 shall be clearly visible at night and shall be aesthetically
27 attractive, as prescribed by section 301.130. There shall
28 be no limit on the number of license plates any person
29 qualified pursuant to this section may obtain so long as
30 each set of license plates issued pursuant to this section
31 is issued for a vehicle owned solely or jointly by such
32 person. License plates issued pursuant to this section
33 shall not be transferable to any other person except that
34 any registered co-owner of the motor vehicle may operate the
35 motor vehicle for the duration of the year licensed in the
36 event of the death of the qualified person.

620.3305. 1. Subject to appropriations, the
2 department of economic development shall establish the
3 "Missouri Veterans and Job Opportunity Grant Program".

4 2. As used in this section, the following terms mean:

5 (1) "Eligible employer", any employer registered to do
6 business in Missouri that has paid wages to an individual in
7 a targeted group as defined in 26 U.S.C. Section 51, as
8 amended;

9 (2) "Grant", financial support provided by the state
10 to eligible employers, calculated as a percentage of the
11 federal work opportunity tax credit claimed for eligible
12 hires as allowed under 26 U.S.C. Section 51, as amended;

13 (3) "Targeted groups", has the same meaning as defined
14 under 26 U.S.C. Section 51, relating to the federal Work
15 Opportunity Tax Credit (WOTC); and

16 3. (1) There is hereby created in the state treasury
17 the "Missouri Veterans and Job Opportunity Grant Program
18 Fund". The fund shall consist of any appropriations to such
19 fund and any gifts, contributions, grants, or bequests
20 received from private or other sources. The state treasurer
21 shall be custodian of the fund. In accordance with sections
22 30.170 and 30.180, the state treasurer may approve

23 disbursements of public moneys in accordance with
24 distribution requirements and procedures developed by the
25 department of economic development. The fund shall be a
26 dedicated fund and, upon appropriation, moneys in the fund
27 shall be used solely for the administration of this section.

28 (2) Notwithstanding the provisions of section 33.080
29 to the contrary, any moneys remaining in the fund at the end
30 of the biennium shall not revert to the credit of the
31 general revenue fund.

32 (3) The state treasurer shall invest moneys in the
33 fund in the same manner as other funds are invested. Any
34 interest and moneys earned on such investments shall be
35 credited to the fund.

36 4. The department of economic development shall
37 administer the grant, disbursing funds to eligible employers
38 based on applications received.

39 (1) (a) The department shall determine the grant
40 percentage annually, which shall be a portion of the federal
41 WOTC claimed by the employer for each eligible hire. This
42 percentage shall be contingent upon the available funds in
43 the Missouri veterans and job opportunity grant program fund.

44 (b) At least fifty percent of the funds available
45 during a fiscal year to provide grants pursuant to this
46 section shall be reserved for eligible employers paying
47 wages to a qualified veteran, as such term is used in 26
48 U.S.C. Section 51(d). Any amount of such reserved funds
49 that is not claimed may be disbursed for wages paid to a
50 member of any other targeted group.

51 (2) Eligible employers must submit an application in a
52 form prescribed by the department, including detailed
53 information on the federal WOTC claimed and the impact of
54 such hires.

55 (3) Employers shall provide proof of eligibility for
56 the federal WOTC and documentation of the continued
57 employment of individuals from targeted groups.

58 5. The department of economic development shall
59 promulgate all necessary rules and regulations for the
60 administration of this section. Any rule or portion of a
61 rule, as that term is defined in section 536.010, that is
62 created under the authority delegated in this section shall
63 become effective only if it complies with and is subject to
64 all of the provisions of chapter 536 and, if applicable,
65 section 536.028. This section and chapter 536 are
66 nonseverable and if any of the powers vested with the
67 general assembly pursuant to chapter 536 to review, to delay
68 the effective date, or to disapprove and annul a rule are
69 subsequently held unconstitutional, then the grant of
70 rulemaking authority and any rule proposed or adopted after
71 August 28, 2024, shall be invalid and void.

630.1170. 1. Notwithstanding the provisions of
2 chapter 195 or 579 to the contrary, the department of mental
3 health, in collaboration with a hospital operated by an
4 institution of higher education in this state or contract
5 research organizations conducting trials approved by the
6 United States Food and Drug Administration, shall conduct a
7 study on the efficacy of using alternative medicine and
8 therapies, including, the use of psilocybin, in the
9 treatment of patients who suffer from posttraumatic stress
10 disorder, major depressive disorder, or substance abuse
11 disorders or who require end-of-life care.

12 2. (1) In conducting this study, the department, in
13 collaboration with the hospitals or research organizations
14 described in subsection 1 of this section and subject to
15 appropriation, shall:

16 (a) Perform a study on the therapeutic efficacy of
17 using psilocybin in the treatment of patients who suffer
18 from posttraumatic stress disorder, major depressive
19 disorder, or substance use disorders or who require end-of-
20 life care; and

21 (b) Review current literature regarding:

22 a. The safety and efficacy of psilocybin in the
23 treatment of patients who suffer from posttraumatic stress
24 disorder, major depressive disorder, or substance use
25 disorders or who require end-of-life care; and

26 b. The access that patients have to psilocybin for
27 such treatment.

28 (2) The department shall prepare and submit to the
29 governor, lieutenant governor, and the general assembly the
30 following:

31 (a) Quarterly reports on the progress of the study; and

32 (b) A written report, submitted one year following the
33 commencement of the study, which shall:

34 a. Contain the results of the study and any
35 recommendations for legislative or regulatory action; and

36 b. Highlight those clinical practices that appear to
37 be most successful as well as any safety or health concerns.

38 3. The department shall maintain the confidentiality
39 of any personally identifiable protected information
40 collected during the study described in this section.

41 4. Notwithstanding any other provision of law to the
42 contrary, the department, any health care providers, and any
43 other person involved in the study described in this section
44 shall not be subject to criminal or civil liability or
45 sanction under the laws of this state for participating in
46 the study, except in cases of gross negligence or willful
47 misconduct. No health care provider shall be subject to

48 discipline against his or her professional license for
49 participation in the study.

50 5. Notwithstanding any other provision of law to the
51 contrary, a physician shall not be subject to criminal or
52 civil liability or sanction under the laws of this state for
53 referring a patient to the study described in this section,
54 and no state agency or regulatory board shall revoke, fail
55 to renew, or take any other action against a physician's
56 license issued under chapter 334 based solely on the
57 physician's referral of a patient to the study described in
58 this section.