

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

April 30, 2014
Date

Committee on Health & Human Services.

After consideration on the merits, the Committee recommends the following:

HB14-1281 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend reengrossed bill, page 2, line 11, after "STATES" insert "PROTECTS
- 2 FUTURE PATIENTS FROM PREMATURE, INEFFECTIVE, AND UNSAFE
- 3 MEDICATIONS AND TREATMENTS OVER THE LONG RUN, BUT THE PROCESS".

- 4 Page 3, after line 23 insert:

- 5 "(III) BEEN UNABLE TO PARTICIPATE IN A CLINICAL TRIAL FOR THE
- 6 TERMINAL ILLNESS WITHIN ONE HUNDRED MILES OF THE PATIENT'S HOME
- 7 ADDRESS FOR THE TERMINAL ILLNESS, OR NOT BEEN ACCEPTED TO THE
- 8 CLINICAL TRIAL WITHIN ONE WEEK OF COMPLETION OF THE CLINICAL TRIAL
- 9 APPLICATION PROCESS;" .

- 10 Renumber succeeding subparagraphs accordingly.

- 11 Page 5, line 6, after "OUTCOME," insert "INCLUDING THE POSSIBILITY THAT
- 12 NEW, UNANTICIPATED, DIFFERENT, OR WORSE SYMPTOMS MIGHT RESULT,
- 13 AND THAT DEATH COULD BE HASTENED BY THE PROPOSED TREATMENT," .

- 14 Page 5, lines 17 and 18, strike "AND INPATIENT SERVICES".

- 15 Page 5, line 22, strike "SUCCESSORS AND ESTATE." and substitute
- 16 "ESTATE, UNLESS A CONTRACT BETWEEN THE PATIENT AND THE
- 17 MANUFACTURER OF THE DRUG, BIOLOGICAL PRODUCT, OR DEVICE STATES
- 18 OTHERWISE." .

1 Page 7, line 9, strike "DEVICE." and substitute "DEVICE, AS LONG AS THE
2 RECOMMENDATIONS ARE CONSISTENT WITH MEDICAL STANDARDS OF
3 CARE."

4 Page 7, page 17, after "RECOMMENDATION" insert "CONSISTENT WITH
5 MEDICAL STANDARDS OF CARE".

6 Page 7, line 27, strike "1." and substitute "1, UNLESS THERE WAS A
7 FAILURE TO EXERCISE REASONABLE CARE."

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