



Missouri Department of Health and Senior Services

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Randall W. Williams, MD, FACOG
Director



Michael L. Parson
Governor

April 14, 2020

As Director of the Missouri Department of Health and Senior Services (“Department”), pursuant to Executive Orders 20-02 and 20-04, I am vested with the authority to temporarily waive or suspend the operation of any statutory requirement or administrative rule, upon approval of the Office of the Governor. After consultation with and receiving approval from the Office of the Governor, I am hereby waiving the following laws in order to assist the state, and its citizens prepare and respond to COVID-19 until May 15, 2020, unless otherwise modified by the Department.

Intermediate Care and Skilled Nursing

19 CSR 30-85.042(11) shall be waived to the extent that the provisions require new and existing intermediate care and skilled nursing facilities to provide regular daily visiting hours.

19 CSR 30-85.042(20) shall be waived to the extent that the provisions require new and existing intermediate care and skilled nursing facilities to prohibit nursing assistants from providing direct resident care until the nursing assistants have successfully completed the sixteen (16)-hour orientation module and at least twelve (12) hours of supervised practical orientation from the state-approved training program. Under this waiver, nursing assistants shall be allowed to provide direct resident care after completing at least twelve (12) hours of supervised practical orientation, which may be specific to the nursing assistant’s duties and responsibilities rather than from the state-approved training program.

19 CSR 30-85.042(33) shall be waived to the extent that the provisions require new and existing intermediate care and skilled nursing facilities to employ nurses that are currently licensed in Missouri. This waiver shall allow the facilities to employ nurses who hold a multistate license through the nurse licensure compact in which Missouri is not their home state as those terms are defined in the nurse licensure compact in section 335.365, RSMo.

19 CSR 30-85.042(40) shall be waived to the extent that the provisions prohibit nursing personnel in any new and existing intermediate care and skilled nursing facilities with more than twenty (20) residents from being able to perform non-nursing duties.

19 CSR 30-85.042(49) shall be waived to the extent that the provisions require medications be administered in new and existing intermediate care and skilled nursing facilities by only licensed physicians, licensed nurses, and medication technicians who have successfully completed the state-approved course for medication administration. This waiver allows those individuals, who have

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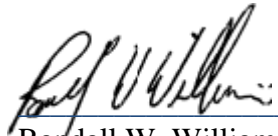
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completed a nurse education program but have not yet taken the nurse exam, the ability to administer medications to residents.

19 CSR 30-85.042(50) shall be waived to the extent that the provisions require insulin injection medications to be administered only by a licensed physician, licensed nurse and certified medication technician, who has successfully completed the state-approved course for insulin administration, in new and existing intermediate care and skilled nursing facilities. This waiver allows those individuals, who have completed a nurse education program but have not yet taken the nurse exam, the ability to administer insulin injection medications.



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