

SECOND REGULAR SESSION
[TRULY AGREED TO AND FINALLY PASSED]

SENATE BILL NO. 840

99TH GENERAL ASSEMBLY

2018

4908S.01T

AN ACT

To repeal sections 256.462, 256.468, 324.071, 324.200, 324.205, 324.210, 324.215, 324.421, 324.487, 324.920, 324.1110, 328.085, 329.085, 329.130, 330.030, 331.030, 333.041, 333.042, 333.051, 337.510, 337.520, 337.615, 337.627, 337.644, 337.665, 337.727, 339.521, 339.523, 344.030, 345.050, 346.055, 374.735, 374.785, 643.228, 700.662, 701.312, and 701.314, RSMo, and to enact in lieu thereof thirty-five new sections relating to professional registration, with existing penalty provisions.

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

Section A. Sections 256.462, 256.468, 324.071, 324.200, 324.205, 324.210, 2 324.215, 324.421, 324.487, 324.920, 324.1110, 328.085, 329.085, 329.130, 330.030, 3 331.030, 333.041, 333.042, 333.051, 337.510, 337.520, 337.615, 337.627, 337.644, 4 337.665, 337.727, 339.521, 339.523, 344.030, 345.050, 346.055, 374.735, 374.785, 5 643.228, 700.662, 701.312, and 701.314, RSMo, are repealed and thirty-five new 6 sections enacted in lieu thereof, to be known as sections 256.462, 256.468, 7 324.009, 324.071, 324.200, 324.205, 324.210, 324.215, 324.421, 324.487, 324.920, 8 324.1110, 328.085, 329.085, 329.130, 330.030, 331.030, 333.041, 333.042, 333.051, 9 337.510, 337.520, 337.615, 337.627, 337.644, 337.665, 337.727, 339.523, 344.030, 10 345.050, 346.055, 374.785, 643.228, 701.312, and 701.314, to read as follows:

256.462. 1. The board shall meet within forty-five days after appointment 2 of its initial members. The board shall hold at least four regular meetings each 3 year. Special meetings shall be held at such times as the rules of the board may 4 provide and in accordance with notice requirements thereof.

2. The board shall elect annually from its own membership a chair, vice 5 chair, and secretary-treasurer, none of whom shall hold that office for more than 6

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

7 two consecutive one-year terms, and the director of the division of professional
8 registration shall be the executive secretary to assist the board in carrying out
9 its duties and responsibilities.

10 3. The board shall promulgate rules pursuant to chapter 536 and section
11 256.640, necessary for the administration and enforcement of sections 256.450 to
12 256.483.

13 4. The board shall prepare, administer, and grade or supervise the
14 preparation, administering, and grading of oral and written examinations as
15 required to administer and enforce sections 256.450 to 256.483. The board may
16 adopt or recognize, in part or in whole, examinations prepared, administered, or
17 graded by other organizations, on a regional or national basis, which the board
18 determines are appropriate to measure the qualifications of an applicant for
19 registration as a geologist in Missouri, provided that the individual's examination
20 records are available to the board.

21 5. The board shall issue certificates of registration and shall renew and
22 reissue certificates as provided in sections 256.450 to 256.483. The board may
23 upon reissuing and renewal require the applicant to provide evidence of continued
24 competence in the practice of geology.

25 6. The board shall promulgate, by rule, and issue a code of professional
26 conduct for registered geologists. The board may suspend, revoke or refuse
27 issuance or renewal of registration for any registered geologist who is found in
28 violation of the code of professional conduct.

29 7. The board may refuse issuance or renewal of or suspend or revoke any
30 certificate, and impose sanctions including restrictions on the practice of any
31 individual geologist registered in Missouri for violations of sections 256.450 to
32 256.483 or the rules promulgated thereunder.

33 8. The board shall seek cease and desist orders and injunctions against
34 any person violating sections 256.450 to 256.483 or the rules promulgated
35 thereunder.

36 9. The board shall recognize and authorize the official use of the
37 designation "registered geologist" for geologists registered under the provisions
38 of sections 256.450 to 256.483.

39 10. [The board may enter into agreements with licensor organizations of
40 other states having official registration responsibilities for the purposes of
41 developing uniform standards for registration of geologists including education,
42 examinations, and other procedures for the purposes of developing and entering

43 into registration reciprocity agreements. All such agreements shall be in
44 accordance with the provisions of sections 256.450 to 256.483.

45 11.] The board may recognize and establish, by rule, specialty fields of
46 geologic practice and establish qualifications, conduct examinations, and issue
47 certificates of registration in such specialties to qualified applicants.

256.468. 1. An applicant for certification as a registered geologist shall
2 complete and sign a personal data form, prescribed and furnished by the board,
3 and shall provide the appropriate application fee. The personal data of an
4 individual shall be considered confidential information.

5 2. The applicant shall have graduated from a course of study satisfactory
6 to the board and which includes at least thirty semester or forty-five quarter
7 hours of credit in geology.

8 3. The applicant shall provide to the board a detailed summary of actual
9 geologic work, documenting that the applicant meets the minimum requirements
10 for registration as a geologist, including a demonstration that the applicant has
11 at least three years of postbaccalaureate experience in the practice of geology.

12 4. Except as provided in this section, no applicant shall be certified unless
13 he or she shall have passed an examination covering the fundamentals, principles
14 and practices of geology prescribed or accepted by the board.

15 5. Any person, upon application to the board and demonstration that the
16 person meets the requirements of subsections 1 and 2 of this section and has
17 passed that portion of the professional examination covering the fundamentals
18 of geology, shall be awarded the geologist-registrant in-training certificate. The
19 geologist then may use the title "geologist-registrant in-training" subject to the
20 limitations of sections 256.450 to 256.483.

21 6. The board shall deny registration to an applicant who fails to satisfy
22 the requirements of this section. The board shall not issue a certificate of
23 registration pending the disposition in this or another state of any complaint
24 alleging a violation of this chapter or the laws, rules, regulations and code of
25 professional conduct applicable to registered geologists and regulated geologic
26 work of which violation the board has notice. An applicant who is denied
27 registration shall be notified in writing within thirty days of the board's decision
28 and the notice shall state the reason for denial of registration. Any person
29 aggrieved by a final decision of the board on an application for registration may
30 appeal that decision to the administrative hearing commission in the manner
31 provided in section 621.120.

32 7. The board shall issue an appropriate certificate evidencing the issuance
33 of the certificate of registration upon payment of the applicable registration fee
34 to any applicant who has satisfactorily met all the requirements of this section
35 for registration as a geologist. Such certificate shall show the full name of the
36 registrant, shall have a serial number, and shall be dated and signed by an
37 appropriate officer of the board under the seal of the board.

38 8. The certificate seal shall be prima facie evidence that the person named
39 therein is entitled to all rights and privileges of a registered geologist under
40 sections 256.450 to 256.483 and to practice geology as an individual, firm or
41 corporation while such certificate remains unrevoked or unexpired.

42 9. The board may issue a certificate of registration to any individual who
43 has made application and provided proof of certification of registration from
44 another [state nongovernmental or governmental organization, or] country,
45 approved by the board, provided that the registration or licensing requirements
46 are substantially similar to the requirements of this section and the necessary
47 fees have been paid. The board may require, by examination or other procedures,
48 demonstration of competency pertaining to geologic conditions in Missouri.

49 10. The board shall reissue the certificate of registration of any registrant
50 who, before the expiration date of the certificate and within a period of time and
51 procedures established by the board, submits the required renewal application
52 and fee.

53 11. The board, by rule, may establish conditions and fees for the reissuing
54 of certificates of registration which have lapsed, expired, or have been suspended
55 or revoked.

56 12. Registered geologists may purchase from the board, or other approved
57 sources, a seal bearing the registered geologist's name, registration number, and
58 the legend "Registered Geologist".

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

3 **(1) "License", a license, certificate, registration, permit, or**
4 **accreditation that enables a person to legally practice an**
5 **occupation or profession in a particular jurisdiction; except that**
6 **"license" shall not include a certificate of license to teach in public**
7 **schools under section 168.021;**

8 **(2) "Oversight body", any board, department, agency, or office of**
9 **a jurisdiction that issues licenses; except, for the purposes of this**

10 section, oversight body shall not include the state board of registration
11 for the healing arts, the state board of nursing, the board of pharmacy,
12 the state committee of psychologists, the Missouri dental board, the
13 Missouri board for architects, professional engineers, professional land
14 surveyors and professional landscape architects, the state board of
15 optometry, or the Missouri veterinary medical board.

16 2. Any resident of Missouri who holds a valid current license
17 issued by another state, territory of the United States, or the District
18 of Columbia may submit an application for a license in Missouri in the
19 same occupation or profession for which he or she holds the current
20 license, along with proof of current licensure in the other jurisdiction,
21 to the relevant oversight body in this state.

22 3. The oversight body in this state shall, within six months of
23 receiving an application described in subsection 2 of this section, waive
24 any examination, educational, or experience requirements for licensure
25 in this state for the applicant if it determines that the licensing
26 requirements in the jurisdiction that issued the applicant's license are
27 substantially similar to or more stringent than the licensing
28 requirements in Missouri for the same occupation or profession.

29 4. The oversight body shall not waive any examination,
30 educational, or experience requirements for any applicant who is
31 currently under disciplinary action with an oversight body outside the
32 state or who does not hold a valid current license in the other
33 jurisdiction on the date the oversight body receives his or her
34 application under this section.

35 5. The oversight body shall not waive any examination,
36 educational, or experience requirements for any applicant if it
37 determines that waiving the requirements for the applicant may
38 endanger the public health, safety, or welfare.

39 6. Nothing in this section shall prohibit the oversight body from
40 denying a license to an applicant under this section for any reason
41 described in any section associated with the occupation or profession
42 for which the applicant seeks a license.

43 7. This section shall not be construed to waive any requirement
44 for an applicant to pay any fees, post any bonds or surety bonds, or
45 submit proof of insurance associated with the license the applicant
46 seeks.

47 **8. This section shall not apply to business, professional, or**
48 **occupational licenses issued or required by political subdivisions.**

49 **9. The provisions of this section shall not be construed to alter**
50 **the authority granted by, or any requirements promulgated pursuant**
51 **to, any interjurisdictional or interstate compacts adopted by Missouri**
52 **statute or any reciprocity agreements with other states in effect on**
53 **August 28, 2018, and whenever possible this section shall be interpreted**
54 **so as to imply no conflict between it and any compact, or any**
55 **reciprocity agreements with other states in effect on August 28, 2018.**

324.071. 1. The applicant applying for a license to practice occupational
2 therapy shall provide evidence of being initially certified by a certifying entity
3 and has completed an application for licensure and all applicable fees have been
4 paid.

5 2. The certification requirement shall be waived for those persons who
6 hold a current registration by the board as an occupational therapist or
7 occupational therapy assistant on August 28, 1997, provided that this application
8 is made on or before October 31, 1997, and all applicable fees have been paid. All
9 other requirements of sections 324.050 to 324.089 must be satisfied.

10 3. The person shall have no violations, suspensions, revocation or pending
11 complaints for violation of regulations from a certifying entity or any
12 governmental regulatory agency in the past five years.

13 [4. The board may negotiate reciprocal contracts with other states, the
14 District of Columbia, or territories of the United States which require standards
15 for licensure, registration or certification considered to be equivalent or more
16 stringent than the requirements for licensure pursuant to sections 324.050 to
17 324.089.]

324.200. 1. Sections 324.200 to 324.225 shall be known and may be cited
2 as the "Dietitian Practice Act".

3 2. As used in sections 324.200 to 324.225, the following terms shall mean:

4 (1) "[Commission on Accreditation for Dietetics Education (CADE)", the
5 American Dietetic Association's] **Accreditation Council for Education in**
6 **Nutrition and Dietetics" or "ACEND", the Academy of Nutrition and**
7 **Dietetics** accrediting agency for education programs preparing students for
8 professions as registered dietitians;

9 (2) "Committee", the state committee of dietitians established in section
10 324.203;

11 (3) "Dietetics practice", the application of principles derived from
12 integrating knowledge of food, nutrition, biochemistry, physiology, management,
13 and behavioral and social science to achieve and maintain the health of people by
14 providing nutrition assessment and nutrition care services. The primary function
15 of dietetic practice is the provision of nutrition care services that shall include,
16 but not be limited to:

17 (a) Assessing the nutrition needs of individuals and groups and
18 determining resources and constraints in the practice setting;

19 (b) Establishing priorities, goals, and objectives that meet nutrition needs
20 and are consistent with available resources and constraints;

21 (c) Providing nutrition counseling or education in health and disease;

22 (d) Developing, implementing, and managing nutrition care systems;

23 (e) Evaluating, making changes in, and maintaining appropriate
24 standards of quality and safety in food and in nutrition services;

25 (f) Engaged in medical nutritional therapy as defined in subdivision (8)
26 of this section;

27 (4) "Dietitian", one engaged in dietetic practice as defined in subdivision
28 (3) of this section;

29 (5) "Director", the director of the division of professional registration;

30 (6) "Division", the division of professional registration;

31 (7) "Licensed dietitian", a person who is licensed pursuant to the
32 provisions of sections 324.200 to 324.225 to engage in the practice of dietetics or
33 medical nutrition therapy;

34 (8) "Medical nutrition therapy", nutritional diagnostic, therapy, and
35 counseling services which are furnished by a registered dietitian **or registered**
36 **dietitian nutritionist**;

37 (9) "Registered dietitian" **or "registered dietitian nutritionist"**, a
38 person who:

39 (a) Has completed a minimum of a baccalaureate degree granted by a
40 United States regionally accredited college or university or foreign equivalent;

41 (b) Completed the academic requirements of a didactic program in
42 dietetics, as approved by [CADE] ACEND;

43 (c) Successfully completed the registration examination for dietitians; and

44 (d) Accrued seventy-five hours of approved continuing professional units
45 every five years; as determined by the committee on dietetic registration.

324.205. 1. Any person who holds a license to practice dietetics in this

2 state may use the title "Dietitian" or the abbreviation "L.D." or "L.D.N.". No
3 other person may use the title "Dietitian" or the abbreviation "L.D." or "L.D.N."
4 No other person shall assume any title or use any title or use any abbreviation
5 or any other words, letters, signs, or devices to indicate that the person using the
6 same is a licensed dietitian.

7 2. No person shall practice or offer to practice dietetics in this state for
8 compensation or use any title, sign, abbreviation, card, or device to indicate that
9 such person is practicing dietetics unless he or she has been duly licensed
10 pursuant to the provisions of sections 324.200 to 324.225.

11 3. Any person who violates the provisions of subsection 1 of this section
12 is guilty of a class A misdemeanor.

324.210. 1. An applicant for licensure as a dietitian shall be at least
2 twenty-one years of age.

3 2. Each applicant shall furnish evidence to the committee that:

4 (1) The applicant has completed a didactic program in dietetics which is
5 approved or accredited by the [commission on accreditation for dietetics
6 education] **Accreditation Council for Education in Nutrition and
7 Dietetics** and a minimum of a baccalaureate degree from an acceptable
8 educational institution accredited by a regional accrediting body or accredited by
9 an accrediting body which has been approved by the United States Department
10 of Education. Applicants who have obtained their education outside of the United
11 States and its territories must have their academic degrees validated as
12 equivalent to the baccalaureate or master's degree conferred by a regionally
13 accredited college or university in the United States. Validation of a foreign
14 degree does not eliminate the need for a verification statement of completion of
15 a didactic program in dietetics;

16 (2) The applicant has completed a supervised practice requirement from
17 an institution that is certified by a nationally recognized professional
18 organization as having a dietetics specialty or who meets criteria for dietetics
19 education established by the committee. The committee may specify those
20 professional organization certifications which are to be recognized and may set
21 standards for education training and experience required for those without such
22 specialty certification to become dietitians.

23 3. The applicant shall successfully pass an examination as determined by
24 the committee and possess a current registration with the Commission on Dietetic
25 Registration. The committee may waive the examination requirement and grant

26 licensure to an applicant for a license as a dietitian who presents satisfactory
27 evidence to the committee of current registration as a dietitian with the
28 commission on dietetic registration.

29 4. Prior to July 1, 2000, a person may apply for licensure without
30 examination and shall be exempt from the academic requirements of this section
31 if the committee is satisfied that the applicant has a bachelor's degree in a
32 program approved by the committee and has work experience approved by the
33 committee.

34 5. The committee may determine the type of documentation needed to
35 verify that an applicant meets the qualifications provided in subsection 3 of this
36 section.

324.215. 1. The committee shall issue a license to each candidate who
2 files an application and pays the fee as required by the provisions of sections
3 324.200 to 324.225 and who furnishes evidence satisfactory to the committee that
4 the candidate has complied with the provisions of section 324.210 or with the
5 provisions of subsection 2 of this section.

6 2. The committee may issue a license to any dietitian who has a valid
7 current license to practice dietetics or medical nutrition therapy in [any
8 jurisdiction] **another country**, provided that such person is licensed in a
9 [jurisdiction] **country** whose requirements for licensure are substantially equal
10 to, or greater than, the requirements for licensure of dietitians in Missouri at the
11 time the applicant applies for licensure.

12 3. The committee may not allow any person to sit for the examination for
13 licensure as a dietitian in this state who has failed the examination as approved
14 by the committee three times, until the applicant submits evidence of satisfactory
15 completion of additional course work or experience and has been approved by the
16 committee for reexamination.

324.421. The council shall register without examination any interior
2 designer certified, licensed or registered in [another state or territory of the
3 United States or] a foreign country if the applicant has qualifications which are
4 at least equivalent to the requirements for registration as a registered interior
5 designer in this state and such applicant pays the required fees.

324.487. 1. It is unlawful for any person to practice acupuncture in this
2 state, unless such person:

3 (1) Possesses a valid license issued by the board pursuant to sections
4 324.475 to 324.499; or

5 (2) Is engaged in a supervised course of study that has been authorized
6 by the committee approved by the board, and is designated and identified by a
7 title that clearly indicates status as a trainee, and is under the supervision of a
8 licensed acupuncturist.

9 2. A person may be licensed to practice acupuncture in this state if the
10 applicant:

11 (1) Is twenty-one years of age or older and [meets one of the following
12 requirements:

13 (a)] is actively certified as a Diplomate in Acupuncture by the National
14 Commission for the Certification of Acupuncture and Oriental Medicine[; or

15 (b) Is actively licensed, certified or registered in a state or jurisdiction of
16 the United States which has eligibility and examination requirements that are
17 at least equivalent to those of the National Commission for the Certification of
18 Acupuncture and Oriental Medicine, as determined by the committee and
19 approved by the board]; and

20 (2) Submits to the committee an application on a form prescribed by the
21 committee; and

22 (3) Pays the appropriate fee.

23 3. The board shall issue a certificate of licensure to each individual who
24 satisfies the requirements of subsection 2 of this section, certifying that the
25 holder is authorized to practice acupuncture in this state. The holder shall have
26 in his or her possession at all times while practicing acupuncture, the license
27 issued pursuant to sections 324.475 to 324.499.

324.920. 1. The applicant for a statewide electrical contractor's license
2 shall satisfy the following requirements:

3 (1) Be at least twenty-one years of age;

4 (2) Provide proof of liability insurance in the amount of five hundred
5 thousand dollars, and post a bond with each political subdivision in which he or
6 she will perform work, as required by that political subdivision;

7 (3) Pass a standardized and nationally accredited electrical assessment
8 examination that has been created and administered by a third party and that
9 meets current national industry standards, as determined by the division;

10 (4) Pay for the costs of such examination; and

11 (5) Have completed one of the following:

12 (a) Twelve thousand verifiable practical hours installing equipment and
13 associated wiring;

14 (b) Ten thousand verifiable practical hours installing equipment and
15 associated wiring and have received an electrical journeyman certificate from a
16 United States Department of Labor-approved electrical apprenticeship program;

17 (c) Eight thousand verifiable practical hours installing equipment and
18 associated wiring and have received an associate's degree from a state-accredited
19 program; or

20 (d) Four thousand verifiable practical hours supervising the installation
21 of equipment and associated wiring and have received a four-year electrical
22 engineering degree.

23 2. Electrical contractors who hold an electrical contractor license in good
24 standing that was issued by any authority in this state that required prior to
25 January 1, 2018, the passing of a standardized and nationally accredited written
26 electrical assessment examination that is based upon the National Electrical Code
27 and who have completed twelve thousand hours of verifiable practical experience
28 shall be issued a statewide license. The provisions of this subsection shall apply
29 only to electrical contractor licenses issued by a political subdivision with the
30 legal authority to issue such licenses.

31 3. Each corporation, firm, institution, organization, company, or
32 representative thereof engaging in electrical contracting shall have in its employ,
33 at a supervisory level, at least one electrical contractor who possesses a statewide
34 license in accordance with sections 324.900 to 324.945. A statewide licensed
35 electrical contractor shall represent only one firm, company, corporation,
36 institution, or organization at one time.

37 4. Any person operating as an electrical contractor in a political
38 subdivision that does not require the contractor to hold a local license shall not
39 be required to possess a statewide license under sections 324.900 to 324.945 to
40 continue to operate as an electrical contractor in such political subdivision.

41 [5. The division may negotiate reciprocal agreements with other states,
42 the District of Columbia, or territories of the United States which require
43 standards for licensure, registration, or certification considered to be equivalent
44 or more stringent than the requirements for licensure under sections 324.900 to
45 324.945.]

324.1110. 1. (1) The board shall require as a condition of licensure as a
2 private investigator that the applicant pass a written examination as evidence of
3 knowledge of investigator rules and regulations.

4 (2) In the event requirements have been met so that testing has been

5 waived, qualification shall be dependent on a showing of, for the two previous
6 years:

7 (a) Registration and good standing as a business in this state; and

8 (b) Two hundred fifty thousand dollars in business general liability
9 insurance.

10 [(3) The board may review applicants seeking reciprocity. An applicant
11 seeking reciprocity shall have undergone a licensing procedure similar to that
12 required by this state and shall meet this state's minimum insurance
13 requirements.]

14 2. The board shall require as a condition of licensure as a private fire
15 investigator that the applicant:

16 (1) Provide evidence of active certification as a fire investigator issued by
17 the division of fire safety; and

18 (2) Provide proof of liability insurance with coverage of at least one
19 million dollars.

20 3. The board shall conduct a complete investigation of the background of
21 each applicant for licensure as a private investigator or private fire investigator
22 to determine whether the applicant is qualified for licensure under sections
23 324.1100 to 324.1148. The board shall outline basic qualification requirements
24 for licensing as a private investigator, private investigator agency, private fire
25 investigator, and private fire investigator agency.

328.085. 1. The board shall grant without examination a license to
2 practice barbering to any applicant [who holds a current barber's license which
3 is issued by another state or territory whose requirements for licensure were
4 equivalent to the licensing requirements in effect in Missouri at the time the
5 applicant was licensed or] who has practiced the trade in another state for at
6 least two consecutive years. An applicant under this section shall pay the
7 appropriate application and licensure fees at the time of making application. A
8 licensee who is currently under disciplinary action with another board of
9 barbering shall not be licensed by reciprocity under the provisions of [this
10 chapter] **section 324.009.**

11 2. Any person who has lawfully practiced or received training in another
12 state who does not qualify for licensure without examination may apply to the
13 board for licensure by examination. Upon application to the board, the board
14 shall evaluate the applicant's experience and training to determine the extent to
15 which the applicant's training and experience satisfies current Missouri licensing

16 requirements and shall notify the applicant regarding his **or her** deficiencies and
17 inform the applicant of the action which he **or she** must take to qualify to take
18 the examination.

19 3. The applicant for licensure under this section shall pay a fee equivalent
20 to the barber examination fee.

 329.085. 1. Any person desiring an instructor license shall submit to the
2 board a written application on a form supplied by the board showing that the
3 applicant has met the requirements set forth in section 329.080 **or 324.009**. An
4 applicant who has met all requirements as determined by the board shall be
5 allowed to take the instructor examination, including any person who has been
6 licensed three or more years as a cosmetologist, manicurist or esthetician. If the
7 applicant passes the examination to the satisfaction of the board, the board shall
8 issue to the applicant an instructor license.

9 2. The instructor examination fee and the instructor license fee for an
10 instructor license shall be nonrefundable.

11 3. The instructor license renewal fee shall be in addition to the regular
12 cosmetologist, esthetician or manicurist license renewal fee. For each renewal the
13 instructor shall submit proof of having attended a teacher training seminar or
14 workshop at least once every two years, sponsored by any university, or Missouri
15 vocational association, or bona fide state cosmetology association specifically
16 approved by the board to satisfy the requirement for continued training of this
17 subsection. Renewal fees shall be due and payable on or before the renewal date
18 and, if the fee remains unpaid thereafter in such license period, there shall be a
19 late fee in addition to the regular fee.

20 4. Instructors duly licensed as physicians or attorneys or lecturers on
21 subjects not directly pertaining to the practice pursuant to this chapter need not
22 be holders of licenses provided for in this chapter.

23 5. [The board shall grant instructor licensure upon application and
24 payment of a fee equivalent to the sum of the instructor examination fee and the
25 instructor license fee, provided the applicant establishes compliance with the
26 cosmetology instructor requirements of another state, territory of the United
27 States, or District of Columbia wherein the requirements are substantially equal
28 or superior to those in force in Missouri at the time the application for licensure
29 is filed and the applicant holds a current instructor license in the other
30 jurisdiction at the time of making application.

31 6.] Any person licensed as a cosmetology instructor prior to the training

32 requirements which became effective January 1, 1979, may continue to be
33 licensed as such, provided such license is maintained and the licensee complies
34 with the continued training requirements as provided in subsection 3 of this
35 section. Any person with an expired instructor license that is not restored to
36 current status within two years of the date of expiration shall be required to meet
37 the training and examination requirements as provided in this section and section
38 329.080.

329.130. 1. The board shall grant without examination a license to
2 practice cosmetology to any applicant [who holds a current license that is issued
3 by another state, territory of the United States, or the District of Columbia whose
4 requirements for licensure are substantially equal to the licensing requirements
5 in Missouri at the time the application is filed or] who has practiced cosmetology
6 for at least two consecutive years in another state, territory of the United States,
7 or the District of Columbia. The applicant under this subsection shall pay the
8 appropriate application and licensure fees at the time of making application. A
9 licensee who is currently under disciplinary action with another board of
10 cosmetology shall not be licensed by reciprocity under the provisions of [this
11 chapter] **section 324.009**.

12 2. Any person who lawfully practiced or received training in another state
13 who does not qualify for licensure without examination may apply to the board
14 for licensure by examination. Upon application to the board, the board shall
15 evaluate the applicant's experience and training to determine the extent to which
16 the applicant's training and experience satisfies current Missouri licensing
17 requirements and shall notify the applicant regarding his or her deficiencies and
18 inform the applicant of the action that he or she must take to qualify to take the
19 examination. The applicant for licensure under this subsection shall pay the
20 appropriate examination and licensure fees.

330.030. Any person desiring to practice podiatric medicine in this state
2 shall furnish the board with satisfactory proof, including a statement under oath
3 or affirmation that all representations are true and correct to the best knowledge
4 and belief of the person submitting and signing same, subject to the penalties of
5 making a false affidavit or declaration, that he or she is twenty-one years of age
6 or over, and of good moral character, and that he or she has received at least four
7 years of high school training, or the equivalent thereof, and has received a
8 diploma or certificate of graduation from an approved college of podiatric
9 medicine, recognized and approved by the board, having a minimum requirement

10 of two years in an accredited college and four years in a recognized college of
11 podiatric medicine. Upon payment of the examination fee, and making
12 satisfactory proof as aforesaid, the applicant shall be examined by the board, or
13 a committee thereof, under such rules and regulations as said board may
14 determine, and if found qualified, shall be licensed, upon payment of the license
15 fee, to practice podiatric medicine as licensed; provided, that the board shall,
16 under regulations established by the board, admit without examination legally
17 qualified practitioners of podiatric medicine who hold licenses to practice
18 podiatric medicine in [any state or territory of the United States or the District
19 of Columbia or] any foreign country with equal educational requirements to the
20 state of Missouri upon the applicant paying a fee equivalent to the license and
21 examination fees required above.

331.030. 1. No person shall engage in the practice of chiropractic without
2 having first secured a chiropractic license as provided in this chapter.

3 2. Any person desiring to procure a license authorizing the person to
4 practice chiropractic in this state shall be at least twenty-one years of age and
5 shall make application on the form prescribed by the board. The application shall
6 contain a statement that it is made under oath or affirmation and that
7 representations contained thereon are true and correct to the best knowledge and
8 belief of the person signing the application, subject to the penalties of making a
9 false affidavit or declaration, and shall give the applicant's name, address, age,
10 sex, name of chiropractic schools or colleges which the person attended or of
11 which the person is a graduate, and such other reasonable information as the
12 board may require. The applicant shall give evidence satisfactory to the board
13 of the successful completion of the educational requirements of this chapter, that
14 the applicant is of good moral character, and that the chiropractic school or
15 college of which the applicant is a graduate is teaching chiropractic in accordance
16 with the requirements of this chapter. The board may make a final
17 determination as to whether or not the school from which the applicant graduated
18 is so teaching.

19 3. Before an applicant shall be eligible for licensure, the applicant shall
20 furnish evidence satisfactory to the board that the applicant has received the
21 minimum number of semester credit hours, as required by the Council on
22 Chiropractic Education, or its successor, prior to beginning the doctoral course of
23 study in chiropractic. The minimum number of semester credit hours applicable
24 at the time of enrollment in a doctoral course of study must be in those subjects,

25 hours and course content as may be provided for by the Council on Chiropractic
26 Education or, in the absence of the Council on Chiropractic Education or its
27 provision for such subjects, such hours and course content as adopted by rule of
28 the board; however in no event shall fewer than ninety semester credit hours be
29 accepted as the minimum number of hours required prior to beginning the
30 doctoral course of study in chiropractic. The examination applicant shall also
31 provide evidence satisfactory to the board of having graduated from a chiropractic
32 college having status with the Commission on Accreditation of the Council on
33 Chiropractic Education or its successor. Any senior student in a chiropractic
34 college having status with the Commission on Accreditation on the Council on
35 Chiropractic Education or its successor may take a practical examination
36 administered or approved by the board under such requirements and conditions
37 as are adopted by the board by rule, but no license shall be issued until all of the
38 requirements for licensure have been met.

39 4. Each applicant shall pay upon application an application or
40 examination fee. All moneys collected pursuant to the provisions of this chapter
41 shall be nonrefundable and shall be collected by the director of the division of
42 professional registration who shall transmit it to the department of revenue for
43 deposit in the state treasury to the credit of the chiropractic board fund. Any
44 person failing to pass a practical examination administered or approved by the
45 board may be reexamined upon fulfilling such requirements, including the
46 payment of a reexamination fee, as the board may by rule prescribe.

47 5. Every applicant for licensure by examination shall have taken and
48 successfully passed all required and optional parts of the written examination
49 given by the National Board of Chiropractic Examiners, including the written
50 clinical competency examination, under such conditions as established by rule of
51 the board, and all applicants for licensure by examination shall successfully pass
52 a practical examination administered or approved by the board and a written
53 examination testing the applicant's knowledge and understanding of the laws and
54 regulations regarding the practice of chiropractic in this state. The board shall
55 issue to each applicant who meets the standards and successful completion of the
56 examinations, as established by rule of the board, a license to practice
57 chiropractic. The board shall not recognize any correspondence work in any
58 chiropractic school or college as credit for meeting the requirements of this
59 chapter.

60 6. The board shall issue a license without examination to persons who

61 have been regularly licensed to practice chiropractic in [any other state, territory,
62 or the District of Columbia, or in] any foreign country, provided that the
63 regulations for securing a license in the other [jurisdiction] **country** are
64 equivalent to those required for licensure in the state of Missouri, when the
65 applicant furnishes satisfactory evidence that the applicant has continuously
66 practiced chiropractic for at least one year immediately preceding the applicant's
67 application to the board and that the applicant is of good moral character, and
68 upon the payment of the reciprocity license fee as established by rule of the
69 board. The board may require an applicant to successfully complete the Special
70 Purposes Examination for Chiropractic (SPEC) administered by the National
71 Board of Chiropractic Examiners if the requirements for securing a license in the
72 other [jurisdiction] **country** are not equivalent to those required for licensure in
73 the state of Missouri at the time application is made for licensure under this
74 subsection.

75 7. Any applicant who has failed any portion of the practical examination
76 administered or approved by the board three times shall be required to return to
77 an accredited chiropractic college for a semester of additional study in the
78 subjects failed, as provided by rule of the board.

79 8. A chiropractic physician currently licensed in Missouri shall apply to
80 the board for certification prior to engaging in the practice of meridian
81 therapy/acupressure/acupuncture. Each such application shall be accompanied
82 by the required fee. The board shall establish by rule the minimum requirements
83 for the specialty certification under this subsection. "Meridian
84 therapy/acupressure/acupuncture" shall mean methods of diagnosing and the
85 treatment of a patient by stimulating specific points on or within the body by
86 various methods including but not limited to manipulation, heat, cold, pressure,
87 vibration, ultrasound, light, electrocurrent, and short-needle insertion for the
88 purpose of obtaining a biopositive reflex response by nerve stimulation.

89 9. The board may through its rulemaking process authorize chiropractic
90 physicians holding a current Missouri license to apply for certification in a
91 specialty as the board may deem appropriate and charge a fee for application for
92 certification, provided that:

93 (1) The board establishes minimum initial and continuing educational
94 requirements sufficient to ensure the competence of applicants seeking
95 certification in the particular specialty; and

96 (2) The board shall not establish any provision for certification of licensees

97 in a particular specialty which is not encompassed within the practice of
98 chiropractic as defined in section 331.010.

333.041. 1. Each applicant for a license to practice funeral directing shall
2 furnish evidence to establish to the satisfaction of the board that he or she is:

3 (1) At least eighteen years of age, and possesses a high school diploma,
4 a general equivalency diploma, or equivalent thereof, as determined, at its
5 discretion, by the board; and

6 (2) A person of good moral character.

7 2. Every person desiring to enter the profession of embalming dead human
8 bodies within the state of Missouri and who is enrolled in a program accredited
9 by the American Board of Funeral Service Education, any successor organization,
10 or other accrediting entity as approved by the board shall register with the board
11 as a practicum student upon the form provided by the board. After such
12 registration, a student may assist, under the direct supervision of Missouri
13 licensed embalmers and funeral directors, in Missouri licensed funeral
14 establishments, while serving his or her practicum. The form for registration as
15 a practicum student shall be accompanied by a fee in an amount established by
16 the board.

17 3. Each applicant for a license to practice embalming shall furnish
18 evidence to establish to the satisfaction of the board that he or she:

19 (1) Is at least eighteen years of age, and possesses a high school diploma,
20 a general equivalency diploma, or equivalent thereof, as determined, at its
21 discretion, by the board;

22 (2) Is a person of good moral character;

23 (3) Has completed a funeral service education program accredited by the
24 American Board of Funeral Service Education, any successor organization, or
25 other accrediting entity as approved by the board. If an applicant does not
26 complete all requirements for licensure within five years from the date of his or
27 her completion of an accredited program, his or her registration as an apprentice
28 embalmer shall be automatically cancelled. The applicant shall be required to file
29 a new application and pay applicable fees. No previous apprenticeship shall be
30 considered for the new application;

31 (4) Upon due examination administered by the board, is possessed of a
32 knowledge of the subjects of embalming, anatomy, pathology, bacteriology,
33 mortuary administration, chemistry, restorative art, together with statutes, rules
34 and regulations governing the care, custody, shelter and disposition of dead

35 human bodies and the transportation thereof or has passed the national board
36 examination of the Conference of Funeral Service Examining Boards. If any
37 applicant fails to pass the state examination, he or she may retake the
38 examination at the next regular examination meeting. The applicant shall notify
39 the board office of his or her desire to retake the examination at least thirty days
40 prior to the date of the examination. Each time the examination is retaken, the
41 applicant shall pay a new examination fee in an amount established by the board;

42 (5) Has been employed full time in funeral service in a licensed funeral
43 establishment and has personally embalmed at least twenty-five dead human
44 bodies under the personal supervision of an embalmer who holds a current and
45 valid Missouri embalmer's license [or an embalmer who holds a current and valid
46 embalmer's license in a state with which the Missouri board has entered into a
47 reciprocity agreement] during an apprenticeship of not less than twelve
48 consecutive months. "Personal supervision" means that the licensed embalmer
49 shall be physically present during the entire embalming process in the first six
50 months of the apprenticeship period and physically present at the beginning of
51 the embalming process and available for consultation and personal inspection
52 within a period of not more than one hour in the remaining six months of the
53 apprenticeship period. All transcripts and other records filed with the board
54 shall become a part of the board files.

55 4. If the applicant does not complete the application process within the
56 five years after his or her completion of an approved program, then he or she
57 must file a new application and no fees paid previously shall apply toward the
58 license fee.

59 5. Examinations required by this section and section 333.042 shall be held
60 at least twice a year at times and places fixed by the board. The board shall by
61 rule and regulation prescribe the standard for successful completion of the
62 examinations.

63 6. Upon establishment of his or her qualifications as specified by this
64 section or section 333.042, the board shall issue to the applicant a license to
65 practice funeral directing or embalming, as the case may require, and shall
66 register the applicant as a duly licensed funeral director or a duly licensed
67 embalmer. Any person having the qualifications required by this section and
68 section 333.042 may be granted both a license to practice funeral directing and
69 to practice embalming.

70 7. The board shall, upon request, waive any requirement of this chapter

71 and issue a temporary funeral director's license, valid for six months, to the
72 surviving spouse or next of kin or the personal representative of a licensed
73 funeral director, or to the spouse, next of kin, employee or conservator of a
74 licensed funeral director disabled because of sickness, mental incapacity or injury.

333.042. 1. Every person desiring to enter the profession of funeral
2 directing in this state shall make application with the state board of embalmers
3 and funeral directors and pay the current application and examination
4 fees. Except as otherwise provided in section 41.950, applicants not entitled to
5 a license pursuant to section 333.051 **or 324.009** shall serve an apprenticeship
6 for at least twelve consecutive months in a funeral establishment licensed for the
7 care and preparation for burial and transportation of the human dead in this
8 state or in another state which has established standards for admission to
9 practice funeral directing equal to, or more stringent than, the requirements for
10 admission to practice funeral directing in this state. The applicant shall devote
11 at least fifteen hours per week to his or her duties as an apprentice under the
12 supervision of a Missouri licensed funeral director. Such applicant shall submit
13 proof to the board, on forms provided by the board, that the applicant has
14 arranged and conducted ten funeral services during the applicant's
15 apprenticeship under the supervision of a Missouri licensed funeral
16 director. Upon completion of the apprenticeship, the applicant shall appear
17 before the board to be tested on the applicant's legal and practical knowledge of
18 funeral directing, funeral home licensing, preneed funeral contracts and the care,
19 custody, shelter, disposition and transportation of dead human bodies. Upon
20 acceptance of the application and fees by the board, an applicant shall have
21 twenty-four months to successfully complete the requirements for licensure found
22 in this section or the application for licensure shall be cancelled.

23 2. If a person applies for a limited license to work only in a funeral
24 establishment which is licensed only for cremation, including transportation of
25 dead human bodies to and from the funeral establishment, he or she shall make
26 application, pay the current application and examination fee and successfully
27 complete the Missouri law examination. He or she shall be exempt from the
28 twelve-month apprenticeship required by subsection 1 of this section and the
29 practical examination before the board. If a person has a limited license issued
30 pursuant to this subsection, he or she may obtain a full funeral director's license
31 if he or she fulfills the apprenticeship and successfully completes the funeral
32 director practical examination.

33 3. If an individual is a Missouri licensed embalmer or has completed a
34 program accredited by the American Board of Funeral Service Education, any
35 successor organization, or other accrediting entity as approved by the board or
36 has successfully completed a course of study in funeral directing offered by an
37 institution accredited by a recognized national, regional or state accrediting body
38 and approved by the state board of embalmers and funeral directors, and desires
39 to enter the profession of funeral directing in this state, the individual shall
40 comply with all the requirements for licensure as a funeral director pursuant to
41 subsection 1 of section 333.041 and subsection 1 of this section; however, the
42 individual is exempt from the twelve-month apprenticeship required by
43 subsection 1 of this section.

 333.051. [1. Any individual holding a valid, unrevoked and unexpired
2 license as a funeral director or embalmer in the state of his or her residence may
3 be granted a license to practice funeral directing or embalming in this state on
4 application to the board and on providing the board with such evidence as to his
5 or her qualifications as is required by the board.

6 2. Any individual holding a valid, unrevoked and unexpired license as an
7 embalmer or funeral director in another state having requirements substantially
8 similar to those existing in this state may apply for a license to practice in this
9 state by filing with the board a certified statement from the examining board of
10 the state or territory in which the applicant holds his or her license showing the
11 grade rating upon which the license was granted, together with a
12 recommendation, and the board shall grant the applicant a license upon his or
13 her successful completion of an examination over Missouri laws as required in
14 section 333.041 or section 333.042 if the board finds that the applicant's
15 qualifications meet the requirements for funeral directors or embalmers in this
16 state at the time the applicant was originally licensed in the other state.

17 3.] A person holding a valid, unrevoked and unexpired license to practice
18 funeral directing or embalming in another state or territory with requirements
19 less than those of this state may, after five consecutive years of active experience
20 as a licensed funeral director or embalmer in that state, apply for a license to
21 practice in this state after passing a test to prove his or her proficiency, including
22 but not limited to a knowledge of the laws and regulations of this state as to
23 funeral directing and embalming.

 337.510. 1. Each applicant for licensure as a professional counselor shall
2 furnish evidence to the committee that the applicant is at least eighteen years of

3 age, is of good moral character, is a United States citizen or is legally present in
4 the United States; and

5 (1) The applicant has completed a course of study as defined by the board
6 rule leading to a master's, specialist's, or doctoral degree with a major in
7 counseling; and

8 (2) The applicant has completed acceptable supervised counseling as
9 defined by board rule. If the applicant has a master's degree with a major in
10 counseling as defined by board rule, the applicant shall complete at least two
11 years of acceptable supervised counseling experience subsequent to the receipt of
12 the master's degree. The composition and number of hours comprising the
13 acceptable supervised counseling experience shall be defined by board rule. An
14 applicant may substitute thirty semester hours of post master's graduate study
15 for one of the two required years of acceptable supervised counseling experience
16 if such hours are clearly related to counseling;

17 (3) After August 28, 2007, each applicant shall have completed a
18 minimum of three hours of graduate level coursework in diagnostic systems either
19 in the curriculum leading to a degree or as post master's graduate level course
20 work;

21 (4) Upon examination, the applicant is possessed of requisite knowledge
22 of the profession, including techniques and applications, research and its
23 interpretation, and professional affairs and ethics.

24 2. [Any person who previously held a valid unrevoked, unsuspended
25 license as a professional counselor in this state and who held a valid license as
26 a professional counselor in another state at the time of application to the
27 committee shall be granted a license to engage in professional counseling in this
28 state upon application to the committee accompanied by the appropriate fee as
29 established by the committee pursuant to section 337.507.

30 3.] Any person holding a current license, certificate of registration, or
31 permit from another state or territory of the United States to practice as a
32 professional counselor who **does not meet the requirements in section**
33 **324.009 and who** is at least eighteen years of age, is of good moral character,
34 and is a United States citizen or is legally present in the United States may be
35 granted a license without examination to engage in the practice of professional
36 counseling in this state upon the application to the board, payment of the
37 required fee as established by the board, and satisfying one of the following
38 requirements:

39 (1) Approval by the American Association of State Counseling Boards
40 (AASCB) or its successor organization according to the eligibility criteria
41 established by AASCB. The successor organization shall be defined by board
42 rule; or

43 (2) In good standing and currently certified by the National Board for
44 Certified Counselors or its successor organization and has completed acceptable
45 supervised counseling experience as defined by board rule. The successor
46 organization shall be defined by board rule; or

47 (3) Determination by the board that the requirements of the other state
48 or territory are substantially the same as Missouri and certified by the
49 applicant's current licensing entity that the applicant has a current license. The
50 applicant shall also consent to examination of any disciplinary history].

51 [4.] 3. The committee shall issue a license to each person who files an
52 application and fee and who furnishes evidence satisfactory to the committee that
53 the applicant has complied with the provisions of this act and has taken and
54 passed a written, open-book examination on Missouri laws and regulations
55 governing the practice of professional counseling as defined in section
56 337.500. The division shall issue a provisional professional counselor license to
57 any applicant who meets all requirements of this section, but who has not
58 completed the required acceptable supervised counseling experience and such
59 applicant may reapply for licensure as a professional counselor upon completion
60 of such acceptable supervised counseling experience.

61 [5.] 4. All persons licensed to practice professional counseling in this
62 state shall pay on or before the license renewal date a renewal license fee and
63 shall furnish to the committee satisfactory evidence of the completion of the
64 requisite number of hours of continuing education as required by rule, which
65 shall be no more than forty hours biennially. The continuing education
66 requirements may be waived by the committee upon presentation to the
67 committee of satisfactory evidence of the illness of the licensee or for other good
68 cause.

337.520. 1. The division shall promulgate rules and regulations
2 pertaining to:

3 (1) The form and content of license applications required by the provisions
4 of sections 337.500 to 337.540 **and section 324.009** and the procedures for filing
5 an application for an initial or renewal license in this state;

6 (2) Fees required by the provisions of sections 337.500 to 337.540 **and**

7 **section 324.009;**

8 (3) The content, conduct and administration of the licensing examination
9 required by section 337.510;

10 (4) The characteristics of "acceptable supervised counseling experience"
11 as that term is used in section 337.510;

12 (5) The equivalent of the basic educational requirements set forth in
13 section 337.510;

14 (6) The standards and methods to be used in assessing competency as a
15 professional counselor;

16 (7) Establishment and promulgation of procedures for investigating,
17 hearing and determining grievances and violations occurring under the provisions
18 of sections 337.500 to 337.540;

19 (8) Development of an appeal procedure for the review of decisions and
20 rules of administrative agencies existing under the constitution or laws of this
21 state;

22 (9) Establishment of a policy and procedure for reciprocity with [other
23 states, including] states which do not have counselor licensing laws [or] **and**
24 states whose licensing laws are not substantially [the same as] **similar to** those
25 of this state;

26 (10) The characteristics of "an acceptable educational institution" as that
27 term is used in section 337.510;

28 (11) The characteristics of an acceptable agent for the certification of an
29 exempted occupation as listed in subdivisions (11) and (13) of section 337.505;
30 and

31 (12) The form and content of "ethical standards for counselors" as that
32 term is used in subdivision (15) of subsection 2 of section 337.525.

33 2. No rule or portion of a rule promulgated under the authority of sections
34 337.500 to [337.545] **337.540** shall become effective unless it has been
35 promulgated pursuant to the provisions of section 536.024.

337.615. 1. Each applicant for licensure as a clinical social worker shall
2 furnish evidence to the committee that:

3 (1) The applicant has a master's degree from a college or university
4 program of social work accredited by the council of social work education or a
5 doctorate degree from a school of social work acceptable to the committee;

6 (2) The applicant has completed at least three thousand hours of
7 supervised clinical experience with a qualified clinical supervisor, as defined in

8 section 337.600, in no less than twenty-four months and no more than forty-eight
9 consecutive calendar months. For any applicant who has successfully completed
10 at least four thousand hours of supervised clinical experience with a qualified
11 clinical supervisor, as defined in section 337.600, within the same time frame
12 prescribed in this subsection, the applicant shall be eligible for application of
13 licensure at three thousand hours and shall be furnished a certificate by the state
14 committee for social workers acknowledging the completion of said additional
15 hours;

16 (3) The applicant has achieved a passing score, as defined by the
17 committee, on an examination approved by the committee. The eligibility
18 requirements for such examination shall be promulgated by rule of the committee;

19 (4) The applicant is at least eighteen years of age, is of good moral
20 character, is a United States citizen or has status as a legal resident alien, and
21 has not been convicted of a felony during the ten years immediately prior to
22 application for licensure.

23 2. Any person holding a current license, certificate of registration, or
24 permit from another state or territory of the United States or the District of
25 Columbia to practice clinical social work **who does not meet the**
26 **requirements of section 324.009 and** who has had no disciplinary action
27 taken against the license, certificate of registration, or permit for the preceding
28 five years may be granted a license to practice clinical social work in this state
29 if the person [meets one of the following criteria:

30 (1)] has received a masters or doctoral degree from a college or university
31 program of social work accredited by the council of social work education and has
32 been licensed to practice clinical social work for the preceding five years[; or

33 (2) Is currently licensed or certified as a clinical social worker in another
34 state, territory of the United States, or the District of Columbia having
35 substantially the same requirements as this state for clinical social workers].

36 3. The committee shall issue a license to each person who files an
37 application and fee as required by the provisions of sections 337.600 to 337.689
38 and who furnishes evidence satisfactory to the committee that the applicant has
39 complied with the provisions of subdivisions (1) to (4) of subsection 1 of this
40 section or with the provisions of subsection 2 of this section.

337.627. 1. The committee shall promulgate rules and regulations
2 pertaining to:

3 (1) The form and content of license applications required by the provisions

4 of sections 337.600 to 337.689 **and section 324.009** and the procedures for filing
5 an application for an initial or renewal license in this state;

6 (2) Fees required by the provisions of sections 337.600 to 337.689 **and**
7 **section 324.009**;

8 (3) The characteristics of supervised clinical experience, supervised
9 master experience, supervised advanced macro experience, and supervised
10 baccalaureate experience;

11 (4) The standards and methods to be used in assessing competency as a
12 licensed clinical social worker, licensed master social worker, licensed advanced
13 macro social worker, and licensed baccalaureate social worker, including the
14 requirement for continuing education hours;

15 (5) Establishment and promulgation of procedures for investigating,
16 hearing and determining grievances and violations occurring pursuant to the
17 provisions of sections 337.600 to 337.689;

18 (6) Development of an appeal procedure for the review of decisions and
19 rules of administrative agencies existing pursuant to the constitution or laws of
20 this state;

21 (7) Establishment of a policy and procedure for reciprocity with [other
22 states, including] states which do not have clinical, master, advanced macro, or
23 baccalaureate social worker licensing laws [or] **and** states whose licensing laws
24 are not substantially [the same as] **similar to** those of this state; and

25 (8) Any other policies or procedures necessary to the fulfillment of the
26 requirements of sections 337.600 to 337.689.

27 2. Any rule or portion of a rule, as that term is defined in section 536.010,
28 that is created under the authority delegated in this section shall become effective
29 only if it complies with and is subject to all of the provisions of chapter 536 and,
30 if applicable, section 536.028. This section and chapter 536 are nonseverable and
31 if any of the powers vested with the general assembly pursuant to chapter 536 to
32 review, to delay the effective date, or to disapprove and annul a rule are
33 subsequently held unconstitutional, then the grant of rulemaking authority and
34 any rule proposed or adopted after August 28, 2007, shall be invalid and void.

337.644. 1. Each applicant for licensure as a master social worker shall
2 furnish evidence to the committee that:

3 (1) The applicant has a master's or doctorate degree in social work from
4 an accredited social work degree program approved by the council of social work
5 education;

6 (2) The applicant has achieved a passing score, as defined by the
7 committee, on an examination approved by the committee. The eligibility
8 requirements for such examination shall be determined by the state committee
9 for social workers;

10 (3) The applicant is at least eighteen years of age, is of good moral
11 character, is a United States citizen or has status as a legal resident alien, and
12 has not been convicted of a felony during the ten years immediately prior to
13 application for licensure;

14 (4) The applicant has submitted a written application on forms prescribed
15 by the state board;

16 (5) The applicant has submitted the required licensing fee, as determined
17 by the committee.

18 2. Any applicant who answers in the affirmative to any question on the
19 application that relates to possible grounds for denial of licensure under section
20 337.630 shall submit a sworn affidavit setting forth in detail the facts which
21 explain such answer and copies of appropriate documents related to such answer.

22 3. [Any person holding a valid unrevoked and unexpired license,
23 certificate, or registration from another state or territory of the United States
24 having substantially the same requirements as this state for master social
25 workers may be granted a license to engage in the person's occupation in this
26 state upon application to the committee accompanied by the appropriate fee as
27 established by the committee under section 337.612.

28 4.] The committee shall issue a license to each person who files an
29 application and fee as required by the provisions of sections 337.600 to 337.689
30 and who furnishes evidence satisfactory to the committee that the applicant has
31 complied with the provisions of subsection 1 of this section [or with the provisions
32 of subsection 3 of this section]. The license shall refer to the individual as a
33 licensed master social worker and shall recognize that individual's right to
34 practice licensed master social work as defined in section 337.600.

337.665. 1. Each applicant for licensure as a baccalaureate social worker
2 shall furnish evidence to the committee that:

3 (1) The applicant has a baccalaureate degree in social work from an
4 accredited social work degree program approved by the council of social work
5 education;

6 (2) The applicant has achieved a passing score, as defined by the
7 committee, on an examination approved by the committee. The eligibility

8 requirements for such examination shall be determined by the state committee
9 for social work;

10 (3) The applicant is at least eighteen years of age, is of good moral
11 character, is a United States citizen or has status as a legal resident alien, and
12 has not been convicted of a felony during the ten years immediately prior to
13 application for licensure;

14 (4) The applicant has submitted a written application on forms prescribed
15 by the state board;

16 (5) The applicant has submitted the required licensing fee, as determined
17 by the committee.

18 2. Any applicant who answers in the affirmative to any question on the
19 application that relates to possible grounds for denial of licensure pursuant to
20 section 337.630 shall submit a sworn affidavit setting forth in detail the facts
21 which explain such answer and copies of appropriate documents related to such
22 answer.

23 3. [Any person holding a valid unrevoked and unexpired license,
24 certificate or registration from another state or territory of the United States
25 having substantially the same requirements as this state for baccalaureate social
26 workers may be granted a license to engage in the person's occupation in this
27 state upon application to the committee accompanied by the appropriate fee as
28 established by the committee pursuant to section 337.612.

29 4.] The committee shall issue a license to each person who files an
30 application and fee as required by the provisions of sections 337.600 to 337.689
31 and who furnishes evidence satisfactory to the committee that the applicant has
32 complied with the provisions of subsection 1 of this section [or with the provisions
33 of subsection 2 of this section].

34 [5.] 4. The committee shall issue a certificate to practice independently
35 under subsection 3 of section 337.653 to any licensed baccalaureate social worker
36 who has satisfactorily completed three thousand hours of supervised experience
37 with a qualified baccalaureate supervisor in no less than twenty-four months and
38 no more than forty-eight consecutive calendar months.

337.727. The committee shall promulgate rules and regulations pertaining
2 to:

3 (1) The form and content of license applications required by the provisions
4 of sections 337.700 to 337.739 **and section 324.009** and the procedures for filing
5 an application for an initial or renewal license in this state;

- 6 (2) Fees required by the provisions of sections 337.700 to 337.739 **and**
7 **section 324.009;**
- 8 (3) The content, conduct and administration of the licensing examination
9 required by section 337.715;
- 10 (4) The characteristics of supervised clinical experience as that term is
11 used in section 337.715;
- 12 (5) The equivalent of the basic educational requirements set forth in
13 section 337.715;
- 14 (6) The standards and methods to be used in assessing competency as a
15 marital and family therapist;
- 16 (7) Establishment and promulgation of procedures for investigating,
17 hearing and determining grievances and violations occurring under the provisions
18 of sections 337.700 to 337.739;
- 19 (8) Development of an appeal procedure for the review of decisions and
20 rules of administrative agencies existing under the constitution or laws of this
21 state;
- 22 (9) Establishment of a policy and procedure for reciprocity with [other
23 states, including] states which do not have marital and family therapist licensing
24 laws [or] **and** states whose licensing laws are not substantially [the same as]
25 **similar to** those of this state; and
- 26 (10) Any other policies or procedures necessary to the fulfillment of the
27 requirements of sections 337.700 to 337.739.

339.523. 1. A nonresident of this state who has complied with the
2 provisions of sections 339.511, 339.513, 339.515, and 339.517 [or section 339.521]
3 may obtain certification as a state-certified real estate appraiser or licensure as
4 a state-licensed real estate appraiser by conforming to all of the provisions of
5 sections 339.500 to 339.549 relating to state-certified real estate appraisers or
6 state-licensed real estate appraisers.

7 2. Every applicant for certification or licensure pursuant to sections
8 339.500 to 339.545 who is not a resident of this state shall submit, with the
9 application for certification, an irrevocable consent that service of process in any
10 action against the applicant arising out of the applicant's activities as a state-
11 certified real estate appraiser or state-licensed real estate appraiser may be made
12 by delivery of the process to the executive director of the commission, if the
13 plaintiff cannot, in the exercise of due diligence, effect personal service upon the
14 applicant. The executive director shall immediately mail a copy of the materials

15 served on the executive director by ordinary mail to the state-certified real estate
16 appraiser or state-licensed real estate appraiser at both his or her principal place
17 of business and his or her residence address.

344.030. 1. An applicant for an initial license shall file a completed
2 application with the board on a form provided by the board, accompanied by an
3 application fee as provided by rule payable to the department of health and senior
4 services. Information provided in the application **shall be** attested by signature
5 to be true and correct to the best of the applicant's knowledge and belief.

6 2. No initial license shall be issued to a person as a nursing home
7 administrator unless:

8 (1) The applicant provides the board satisfactory proof that the applicant
9 is twenty-one years of age or over, of good moral character and a high school
10 graduate or equivalent;

11 (2) The applicant provides the board satisfactory proof that the applicant
12 has had a minimum of three years' experience in health care administration or
13 two years of postsecondary education in health care administration or has
14 satisfactorily completed a course of instruction and training prescribed by the
15 board, which includes instruction in the needs properly to be served by nursing
16 homes, the protection of the interests of residents therein, and the elements of
17 good nursing home administration, or has presented evidence satisfactory to the
18 board of sufficient education, training, or experience in the foregoing fields to
19 administer, supervise and manage a nursing home; and

20 (3) The applicant passes the examinations administered by the board. If
21 an applicant fails to make a passing grade on either of the examinations such
22 applicant may make application for reexamination on a form furnished by the
23 board and may be retested. If an applicant fails either of the examinations a
24 third time, the applicant shall be required to complete a course of instruction
25 prescribed and approved by the board. After completion of the board-prescribed
26 course of instruction, the applicant may reapply for examination. With regard to
27 the national examination required for licensure, no examination scores from other
28 states shall be recognized by the board after the applicant has failed his or her
29 third attempt at the national examination. There shall be a separate,
30 nonrefundable fee for each examination. The board shall set the amount of the
31 fee for examination by rules and regulations promulgated pursuant to section
32 536.021. The fee shall be set at a level to produce revenue which shall not
33 substantially exceed the cost and expense of administering the examination.

34 3. [The board may issue a license through reciprocity to any person who
35 is regularly licensed as a nursing home administrator in any other state,
36 territory, or the District of Columbia, if the regulations for securing such license
37 are equivalent to those required in the state of Missouri. However, no license by
38 reciprocity shall be issued until the applicant passes a special examination
39 approved by the board, which will examine the applicant's knowledge of specific
40 provisions of Missouri statutes and regulations pertaining to nursing homes. The
41 applicant shall furnish satisfactory evidence that such applicant is of good moral
42 character and has acted in the capacity of a nursing home administrator in such
43 state, territory, or the District of Columbia at least one year after the securing
44 of the license. The board, in its discretion, may enter into written reciprocal
45 agreements pursuant to this section with other states which have equivalent laws
46 and regulations.

47 4.] Nothing in sections 344.010 to 344.108, or the rules or regulations
48 thereunder shall be construed to require an applicant for a license as a nursing
49 home administrator, who is employed by an institution listed and certified by the
50 Commission for Accreditation of Christian Science Nursing
51 Organizations/Facilities, Inc., to administer institutions certified by such
52 commission for the care and treatment of the sick in accordance with the creed
53 or tenets of a recognized church or religious denomination, to demonstrate
54 proficiency in any techniques or to meet any educational qualifications or
55 standards not in accord with the remedial care and treatment provided in such
56 institutions. The applicant's license shall be endorsed to confine the applicant's
57 practice to such institutions.

58 [5.] 4. The board may issue a temporary emergency license for a period
59 not to exceed ninety days to a person twenty-one years of age or over, of good
60 moral character and a high school graduate or equivalent to serve as an acting
61 nursing home administrator, provided such person is replacing a licensed nursing
62 home administrator who has died, has been removed or has vacated the nursing
63 home administrator's position. No temporary emergency license may be issued
64 to a person who has had a nursing home administrator's license denied,
65 suspended or revoked. A temporary emergency license may be renewed for one
66 additional ninety-day period upon a showing that the person seeking the renewal
67 of a temporary emergency license meets the qualifications for licensure and has
68 filed an application for a regular license, accompanied by the application fee, and
69 the applicant has taken the examination or examinations but the results have not

70 been received by the board. No temporary emergency license may be renewed
71 more than one time.

345.050. 1. To be eligible for licensure by the board by examination, each
2 applicant shall submit the application fee and shall furnish evidence of such
3 person's good moral and ethical character, current competence and shall:

4 (1) Hold a master's or a doctoral degree from a program accredited by the
5 Council on Academic Accreditation of the American Speech-Language-Hearing
6 Association or other accrediting agency approved by the board in the area in
7 which licensure is sought;

8 (2) Submit official transcripts from one or more accredited colleges or
9 universities presenting evidence of the completion of course work and clinical
10 practicum requirements equivalent to that required by the Council on Academic
11 Accreditation of the American Speech-Language-Hearing Association or other
12 accrediting agency approved by the board; and

13 (3) Pass an examination promulgated or approved by the board. The
14 board shall determine the subject and scope of the examinations.

15 2. To be eligible for licensure by the board without examination, each
16 applicant shall make application on forms prescribed by the board, submit the
17 application fee and shall be of good moral and ethical character, submit an
18 activity statement and meet one of the following requirements:

19 (1) The board shall issue a license to any speech-language pathologist or
20 audiologist who is licensed in another [jurisdiction] **country** and who has had
21 no violations, suspension or revocations of a license to practice speech-language
22 pathology or audiology in any jurisdiction; provided that, such person is licensed
23 in a [jurisdiction] **country** whose requirements are substantially equal to, or
24 greater than, Missouri at the time the applicant applies for licensure; or

25 (2) Hold the certificate of clinical competence issued by the American
26 Speech-Language-Hearing Association in the area in which licensure is sought.

346.055. 1. An applicant may obtain a license provided the applicant:

2 (1) Is at least eighteen years of age; and

3 (2) Is of good moral character; and

4 (3) Successfully passes a qualifying examination as described under
5 sections 346.010 to 346.250; and

6 (4) (a) Holds an associate's degree or higher, from a state or regionally
7 accredited institution of higher education, in hearing instrument sciences; or

8 (b) Holds an associate's level degree or higher, from a state or regionally

9 accredited institution of higher education and submits proof of completion of the
10 International Hearing Society's Distance Learning for Professionals in Hearing
11 Health Sciences Course; or

12 (c) Holds a master's or doctoral degree in audiology from a state or
13 regionally accredited institution; or

14 (d) Holds a current, unsuspended, unrevoked license from another
15 [jurisdiction] **country** if the standards for licensing in such [other jurisdiction]
16 **country**, as determined by the board, are substantially equivalent to or exceed
17 those required in paragraph (a) or (b) of this subdivision; or

18 (e) Holds a current, unsuspended, unrevoked license from another
19 [jurisdiction] **country**, has been actively practicing as a licensed hearing aid
20 fitter or dispenser in another [jurisdiction] **country** for no less than forty-eight
21 of the last seventy-two months, and submits proof of completion of advance
22 certification from either the International Hearing Society or the National Board
23 for Certification in Hearing Instrument Sciences.

24 2. The provisions of subsection 1 of this section shall not apply to any
25 person holding a valid Missouri hearing instrument specialist license under this
26 chapter when applying for the renewal of that license. These provisions shall
27 apply to any person holding a hearing instrument specialist-in-training permit
28 at the time of their application for licensure or renewal of said permit.

29 3. (1) The board shall promulgate reasonable standards and rules for the
30 evaluation of applicants for purposes of determining the course of instruction and
31 training required of each applicant for a hearing instrument specialist license
32 under the requirement of subdivision (4) of subsection 1 of this section.

33 (2) Any rule or portion of a rule, as that term is defined in section
34 536.010, that is created under the authority delegated in this section shall
35 become effective only if it complies with and is subject to all of the provisions of
36 chapter 536 and, if applicable, section 536.028. This section and chapter 536 are
37 nonseverable and if any of the powers vested with the general assembly pursuant
38 to chapter 536 to review, to delay the effective date, or to disapprove and annul
39 a rule are subsequently held unconstitutional, then the grant of rulemaking
40 authority and any rule proposed or adopted after August 28, 2013, shall be
41 invalid and void.

374.785. [1. The director shall issue a license for a period of two years to
2 any surety recovery agent who is licensed in another jurisdiction and who:

3 (1) Has no violations, suspensions, or revocations of a license to engage

4 in fugitive recovery in any jurisdiction; and

5 (2) Is licensed in a jurisdiction whose requirements are substantially
6 equal to or greater than the requirements for a surety recovery agent license in
7 Missouri at the time the applicant applies for a license.

8 2. Any surety recovery agent who is licensed in another state shall also
9 be subject to the same training requirements as in-state surety recovery agents
10 prescribe to under section 374.784.

11 3.] For the purpose of surrender of the defendant, a surety recovery agent
12 may apprehend the defendant anywhere within the state of Missouri before or
13 after the forfeiture of the undertaking without personal liability for false
14 imprisonment or may empower any surety recovery agent to make apprehension
15 by providing written authority endorsed on a certified copy of the undertaking
16 and paying the lawful fees.

17 [4. Every applicant for a license pursuant to this section, upon making
18 application and showing the necessary qualifications as provided in this section,
19 shall be required to pay the same fee as required of resident applicants. Within
20 the limits provided in this section, the director may negotiate reciprocal compacts
21 with licensing entities of other states for the admission of licensed surety recovery
22 agents from Missouri in other states.]

643.228. 1. Required training courses for certification under section
2 643.225 shall first be accredited by the state. To be accredited, training programs
3 shall meet the training certification and recertification requirements for each
4 specialty area outlined in the United States EPA's model accreditation plan, 40
5 CFR Part 763, including passage of a course examination for these courses, and
6 the certification requirements for air sampling professionals outlined in section
7 643.225. Such accreditation shall be obtained biennially. A representative of the
8 department or the department of health and senior services shall be permitted
9 to attend, monitor and evaluate any training program without charge to the
10 state. Such evaluations may be conducted without prior notice. Refusal to allow
11 such an evaluation is sufficient grounds for loss of certificate of accreditation.

12 2. An accreditation fee of one thousand dollars per course category shall
13 be paid prior to issuance or renewal of a certificate of accreditation, however, no
14 individual, group, agency or organization shall pay more than three thousand
15 dollars for all course categories for which accreditation is requested at the same
16 time.

17 [3. The director may engage in reciprocity agreements with other states

18 that have established accreditation criteria for certification training programs
19 that meet or exceed Missouri's accreditation criteria.]

701.312. 1. The director of the department of health and senior services
2 shall develop a program to license lead inspectors, risk assessors, lead abatement
3 supervisors, lead abatement workers, project designers and lead abatement
4 contractors. The director shall promulgate rules and regulations including, but
5 not limited to:

6 (1) The power to issue, restrict, suspend, revoke, deny and reissue
7 licenses;

8 (2) The power to issue notices of violation, written notices and letters of
9 warning;

10 (3) [The ability to enter into reciprocity agreements with other states that
11 have similar licensing provisions;

12 (4)] Fees for any such licenses;

13 [(5)] (4) Training, education and experience requirements; and

14 [(6)] (5) The implementation of work practice standards, reporting
15 requirements and licensing standards.

16 2. The director shall require, as a condition of licensure, lead abatement
17 contractors to purchase and maintain liability and errors and omissions
18 insurance. The director shall require a licensee or an applicant for licensure to
19 provide evidence of their ability to indemnify any person that may suffer damage
20 from lead-based paint activities of which the licensee or applicant may be liable.

701.314. The director of the department of health and senior services shall
2 develop a program to accredit training providers to train lead inspectors, risk
3 assessors, lead abatement supervisors, lead abatement workers and project
4 designers. The director shall promulgate rules and regulations including, but not
5 limited to:

6 (1) The power to grant, restrict, suspend, revoke, deny or renew
7 accreditation;

8 (2) The power to issue notices of violation, written notices and letters of
9 warning;

10 (3) [The ability to enter into reciprocity agreements with other states that
11 have similar accreditation provisions;

12 (4)] Fees for any such accreditation;

13 [(5)] (4) The curriculum for training;

14 [(6)] (5) The development of standards for accreditation; and

15 [(7)] (6) Procedures for monitoring, training, record keeping and
16 reporting requirements for training providers.

[339.521. An applicant who is certified or licensed under
2 the laws of another state may obtain certification as a state
3 certified real estate appraiser or licensure as a state licensed real
4 estate appraiser in this state upon such terms and conditions as
5 may be determined by the board, provided that such terms and
6 conditions shall comply with the minimum criteria for certification
7 or licensure issued by the appraiser qualifications board of the
8 appraisal foundation.]

[374.735. 1. The department may, in its discretion, grant
2 a license without requiring an examination to a bail bond agent
3 who has been licensed in another state immediately preceding his
4 or her applying to the department, if the department is satisfied by
5 proof adduced by the applicant that:

6 (1) The qualifications of the other state are at least equivalent to
7 the requirements for initial licensure as a bail bond agent in this
8 state pursuant to the provisions of sections 374.695 to 374.775,
9 provided that the other state licenses Missouri residents in the
10 same manner; and

11 (2) The applicant has no suspensions or revocations of a license to
12 engage in the bail bond or fugitive recovery business in any
13 jurisdiction.

14 2. Every applicant for a license pursuant to this section, upon
15 showing the necessary qualifications as provided in this section,
16 shall be required to pay the same fee as the fee required to be paid
17 by resident applicants.

18 3. Within the limits provided in this section, the department may
19 negotiate reciprocal compacts with licensing entities of other states
20 for the admission of licensed bail bond agents from Missouri in
21 other states.

22 4. All applicants applying for licenses in this state after the
23 enactment of said act shall complete the education requirement as
24 stated in section 374.710. If the bail bond agent or general bail
25 bond agent has been licensed in another state and has a license in
26 Missouri at the time said act becomes law, said individual shall not

27 be required to complete the twenty-four hours of initial basic
28 training.]

[700.662. 1. The commission may waive the training and
2 examination requirements of subsection 1 of section 700.659 and
3 grant an installer license to an applicant who pays the applicable
4 fee and demonstrates to the commission's satisfaction that his or
5 her current license, registration, or certification requirements as an
6 installer in another state, the District of Columbia, or territories of
7 the United States substantially meets or exceeds the requirements
8 in sections 700.650 to 700.680.
9 2. The commission may negotiate reciprocal agreements that allow
10 licensed installers in Missouri to become licensed in other states,
11 the District of Columbia, or territories of the United States.]

✓

Bill

Copy