

SECOND REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1195
92ND GENERAL ASSEMBLY

Reported from the Committee on Professional Registration and Licensing March 18, 2004, with recommendation that the House Committee Substitute for House Bill No. 1195 Do Pass.

STEPHEN S. DAVIS, Chief Clerk

3944L.02C

AN ACT

To repeal sections 209.309, 209.321, 209.322, 209.323, 317.011, 337.085, 337.507, 337.615, 337.665, 337.712, 345.015, 346.135, 620.127, and 620.145, RSMo, and to enact in lieu thereof fifteen new sections relating to professional registration, with penalty provisions.

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

Section A. Sections 209.309, 209.321, 209.322, 209.323, 317.011, 337.085, 337.507, 337.615, 337.665, 337.712, 345.015, 346.135, 620.127, and 620.145, RSMo, are repealed and fifteen new sections enacted in lieu thereof, to be known as sections 209.309, 209.321, 209.322, 209.323, 317.011, 324.526, 337.085, 337.507, 337.615, 337.665, 337.712, 345.015, 346.135, 620.127, and 620.145, to read as follows:

209.309. **1.** The board may offer provisional certification to interpreters achieving a minimal level of certification established by the board. A provisional certification is limited to one year; during such year the interpreter must be reevaluated and achieve the next higher level of certification. If an evaluation slot is not available during the term of the provisional license, the interpreter may be granted an extension. A holder of a provisional certification may only be granted one extension. **A person nominated by a local public school district in Missouri shall be granted a provisional public school certificate when all of the following conditions are met:**

(1) The local school district certifies that it was unable to locate an interpreter certified and licensed under sections 209.319 to 209.339 and otherwise acceptable to the local school district for employment, to accept the position;

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

12 **(2) The local school district certifies that the person has demonstrated the skills**
13 **necessary for the assignment to the satisfaction of the local school district;**

14 **(3) The local school district certifies that failure to employ the person would to the**
15 **best of their knowledge result in noncompliance with applicable state or federal statutes**
16 **or regulations; and**

17 **(4) The person nominated certifies that he or she shall begin the application process**
18 **for the certification and licensure requisite under section 209.319 to 209.339 within ninety**
19 **days.**

20 **2. Provisional public school certificates shall be issued within seventy-two hours of**
21 **application containing the above certifications and shall remain valid for eighteen months**
22 **or until the person obtains the certification and licensure otherwise required under sections**
23 **209.319 to 209.339.**

24 **3. Provisional public school certificates may be revoked when the person ends his**
25 **or her employment with the school district or if the person commits any of the actions listed**
26 **in subsections 1 to 5 of section 209.317.**

209.321. 1. No person shall represent himself or herself as an interpreter or engage in
2 the practice of interpreting as defined in section 209.285 **as provided in subsection 6 of this**
3 **section** in the state of Missouri unless such person is licensed as required by the provisions of
4 sections 209.319 to 209.339.

5 2. A person registered, certified or licensed by this state, another state or any recognized
6 national certification agent, acceptable to the committee that allows that person to practice any
7 other occupation or profession in this state, is not considered to be interpreting if he or she is in
8 performance of the occupation or profession for which he or she is registered, certified or
9 licensed. The professions referred to in this subsection include, but are not limited to,
10 physicians, psychologists, nurses, certified public accountants, architects and attorneys.

11 3. A licensed interpreter shall limit his or her practice to demonstrated areas of
12 competence as documented by relevant professional education, training, experience and
13 certification. An interpreter not trained in an area shall not practice in that area without obtaining
14 additional relevant professional education, training and experience through an acceptable
15 program as defined by rule by the Missouri commission for the deaf and hard of hearing.

16 4. A person is not considered to be interpreting pursuant to the provisions of this section
17 if, in a casual setting and as defined by rule, a person is acting as an interpreter gratuitously or
18 is engaged in interpreting incidental to traveling.

19 5. A person is not considered to be interpreting pursuant to the provisions of this section
20 if a person is engaged as a telecommunications operator providing deaf relay service or operator
21 services for the deaf.

22 **6. A person is not considered to be interpreting under the provisions of this section**
23 **if the person is currently enrolled in an interpreter training program which has been**
24 **accredited by a certifying agency and approved by the committee. The training program**
25 **shall offer a degree in interpreting from an accredited institution of higher education.**
26 **Persons exempted under this provision shall engage only in activities and services that**
27 **constitute part of a supervised course of study and shall clearly designate themselves by a**
28 **title of student, practicum student, student interpreter, trainee, or intern.**

29 **7. A person holding a current certification of license from another state or a**
30 **recognized national certification system deemed acceptable by the committee is not**
31 **considered to be interpreting as defined in this chapter when temporarily present in the**
32 **state for the purpose of providing interpreting services for a convention, conference,**
33 **meeting, professional group, or educational field trip.**

34 **8. A person granted a provisional certificate to interpret in a public school shall not**
35 **be subject to the regular certification or licensure requirements of sections 209.319 to**
36 **209.339.**

209.322. The board shall recognize the following certificates:

2 (1) National Registry of Interpreters for the Deaf (NRID) certificates, which include
3 Comprehensive Skills Certificate (CSC), Certificate of Interpreting/Certificate of Transliteration
4 (CI/CT) and Certified Deaf Interpreter (CDI); [and]

5 (2) National Association of the Deaf (NAD) certificate levels 3, 4 and 5; **and**

6 **(3) A provisional public school certificate.**

209.323. 1. Applications for licensure as an interpreter shall be submitted to the division
2 on forms prescribed by the division and furnished to the applicant. The application shall contain
3 the applicant's statements showing the applicant's education, certification by either the National
4 Registry of Interpreters for the Deaf, National Association of the Deaf or Missouri Interpreter
5 Certification System and such other information as the division may require. Each application
6 shall contain a statement that it is made under oath or affirmation and that the information
7 contained in the application is true and correct to the best knowledge and belief of the applicant,
8 subject to the penalties, as provided in sections 209.319 to 209.339, for the making of a false
9 affidavit or declaration. Each application shall be accompanied by the required application fee.
10 The application fee must be submitted in a manner as required by the committee and shall not
11 be refundable. The applicant must be eighteen years of age or older.

12 2. Each license issued pursuant to the provisions of sections 209.319 to 209.339 shall
13 expire on the renewal date. The division shall mail a renewal notice to the last known address
14 of each licensee prior to the [registration] **license** renewal date. The license will expire **and**
15 **renewal may be denied** upon failure **of the licensee** to provide the division with the information

16 required for [registration] **renewal including but not limited to satisfactory evidence of**
17 **current certification** or to pay the required [registration] **renewal** fee within sixty days of the
18 [registration] **license** renewal date. The license may be reinstated within two years after the
19 [registration] **renewal** date, if the applicant applies for reinstatement and pays the required
20 [registration] **license renewal** fee plus a delinquency fee as established by the committee **and**
21 **provides evidence of current certification.**

22 3. Except as provided in section 209.321, the committee with assistance from the
23 division shall issue or renew a license to each person who files an application and fee as required
24 by the provisions of sections 209.319 to 209.339 and who furnishes satisfactory evidence to the
25 committee that he has complied with the provisions of subsection 1 or 2 of this section.

26 4. The committee may issue a new license to replace any license which is lost, destroyed
27 or mutilated upon payment of a fee as provided by the committee.

317.011. 1. The division of professional registration shall have the power, and it shall
2 be its duty, to accept application for and issue permits to hold professional boxing, sparring,
3 professional wrestling, professional kickboxing or professional full-contact karate contests in the
4 state of Missouri, and to charge a fee for the issuance of same in an amount established by rule;
5 such funds to be paid to the division of professional registration which shall pay such funds into
6 the state treasury to be set apart into the athletic fund.

7 2. The provisions of section 33.080, RSMo, to the contrary notwithstanding, money in
8 this fund shall not be transferred and placed to the credit of general revenue until the amount in
9 the fund at the end of the biennium exceeds two times the amount of the appropriation from the
10 fund for the preceding fiscal year **or, if the division requires by rule renewal less frequently**
11 **than yearly then three times the appropriation from the fund for the preceding fiscal year.**
12 The amount, if any, in the fund which shall lapse is that amount in the fund which exceeds the
13 appropriate multiple of the appropriations from the fund for the preceding fiscal year.

14 3. The division of professional registration shall not grant any permit to hold professional
15 boxing, sparring, professional wrestling, professional kickboxing or professional full-contact
16 karate contests in the state of Missouri except:

17 (1) Where such professional boxing, sparring, professional wrestling, professional
18 kickboxing or professional full-contact karate contest is to be held under the auspices of a
19 promoter duly licensed by the division;

20 (2) Where such contest shall be of not more than fifteen rounds of three minutes each
21 duration per bout; and

22 (3) Where a fee has been paid for such permit, in an amount established by rule.

23 4. In such contests a decision shall be rendered by three judges licensed by the division.
24

25 5. Specifically exempted from the provisions of chapter 317, are contests or exhibitions
26 for amateur boxing, amateur kick-boxing, amateur wrestling and amateur full-contact karate.
27 However, all amateur boxing, amateur kickboxing, amateur wrestling and amateur full-contact
28 karate must be sanctioned by a nationally recognized amateur sanctioning body approved by the
29 office.

**324.526. 1. Notwithstanding any other law to the contrary, the director of the
2 division of professional registration shall issue a temporary license to practice tattooing,
3 body piercing, or branding under the following requirements:**

4 **(1) The applicant for temporary licensure is entering the state for the sole purpose
5 of participating in a state or national convention at which the applicant will be practicing
6 the profession of tattooing, body piercing, or branding;**

7 **(2) The applicant files a completed application with the division at least two days
8 prior to the start of the convention and tenders a fee of fifty dollars; and**

9 **(3) The applicant is otherwise qualified for licensure under section 324.520 to
10 324.526 and the rule promulgated under the authority of this statute.**

11 **2. A temporary license to practice tattooing, body piercing, or branding issued
12 under this section shall be valid for a period not to exceed fourteen days and shall not be
13 renewable.**

14 **3. Notwithstanding the requirements of sections 620.127 and 620.145, RSMo, an
15 applicant for temporary licensure under this section shall not be required to provide a
16 Social Security number if the application is submitted by a citizen of a foreign country who
17 has not yet been issued a Social Security number and who previously has not been licensed
18 by any other state, United States territory, or federal agency. A citizen of a foreign country
19 who applies for a temporary permit under this section shall provide the division of
20 professional registration with his or her visa or passport identification number in lieu of
21 the Social Security number.**

337.085. 1. There is hereby established in the state treasury a fund to be known as the
2 "State Committee of Psychologists Fund". All fees of any kind and character authorized under
3 sections 337.010 to 337.090 to be charged by the committee or division shall be collected by the
4 director of the division of professional registration and shall be transmitted to the department of
5 revenue for deposit in the state treasury for credit to this fund. Such funds, upon appropriation,
6 shall be disbursed only in payment of expenses of maintaining the committee and for the
7 enforcement of the provisions of law concerning professions regulated by the committee. No
8 other money shall be paid out of the state treasury for carrying out these provisions. Warrants
9 shall be issued on the state treasurer for payment out of the fund.

10 2. The provisions of section 33.080, RSMo, to the contrary notwithstanding, money in

11 this fund shall not be transferred and placed to the credit of general revenue until the amount in
12 the fund at the end of the biennium exceeds two times the amount of the appropriation from the
13 committee's fund for the preceding fiscal year **or, if the committee requires by rule renewal**
14 **less frequently than yearly then three times the appropriation from the committee's fund**
15 **for the preceding fiscal year.** The amount, if any, in the fund which shall lapse is that amount
16 in the fund which exceeds the appropriate multiple of the appropriations from the committee's
17 fund for the preceding fiscal year.

18 3. All funds pertaining to the Missouri state committee of psychologists deposited in the
19 state treasury to the credit of the committee of registration for the healing arts fund shall be
20 transferred from that fund to the state committee of psychologists fund by the division director.

337.507. 1. Applications for examination and licensure as a professional counselor shall
2 be in writing, submitted to the division on forms prescribed by the division and furnished to the
3 applicant. The application shall contain the applicant's statements showing his education,
4 experience and such other information as the division may require. Each application shall
5 contain a statement that it is made under oath or affirmation and that the information contained
6 therein is true and correct to the best knowledge and belief of the applicant, subject to the
7 penalties provided for the making of a false affidavit or declaration. Each application shall be
8 accompanied by the fees required by the committee.

9 2. The division shall mail a renewal notice to the last known address of each licensee
10 prior to the registration renewal date. Failure to provide the division with the information
11 required for registration, or to pay the registration fee after such notice shall effect a revocation
12 of the license after a period of sixty days from the registration renewal date. The license shall
13 be restored if, within two years of the registration date, the applicant provides written application
14 and the payment of the registration fee and a delinquency fee.

15 3. A new certificate to replace any certificate lost, destroyed or mutilated may be issued
16 subject to the rules of the committee, upon payment of a fee.

17 4. The committee shall set the amount of the fees which sections 337.500 to 337.540
18 authorize and require by rules and regulations promulgated pursuant to section 536.021, RSMo.
19 The fees shall be set at a level to produce revenue which shall not substantially exceed the cost
20 and expense of administering the provisions of sections 337.500 to 337.540. All fees provided
21 for in sections 337.500 to 337.540 shall be collected by the director who shall deposit the same
22 with the state treasurer in a fund to be known as the "Committee of Professional Counselors
23 Fund".

24 5. The provisions of section 33.080, RSMo, to the contrary notwithstanding, money in
25 this fund shall not be transferred and placed to the credit of general revenue until the amount in
26 the fund at the end of the biennium exceeds two times the amount of the appropriation from the

27 committee's fund for the preceding fiscal year **or, if the committee requires by rule renewal**
28 **less frequently than yearly then three times the appropriation from the committee's fund**
29 **for the preceding fiscal year.** The amount, if any, in the fund which shall lapse is that amount
30 in the fund which exceeds the appropriate multiple of the appropriations from the committee's
31 fund for the preceding fiscal year.

32 6. The committee shall hold public examinations at least two times per year, at such
33 times and places as may be fixed by the committee, notice of such examinations to be given to
34 each applicant at least ten days prior thereto.

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

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

6 (2) The applicant has twenty-four months of supervised clinical experience acceptable
7 to the committee, as defined by rule;

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

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

14 2. Any person [not a resident of this state] holding a valid unrevoked and unexpired
15 license, certificate or registration from another state or territory of the United States having
16 substantially the same requirements as this state for clinical social workers may be granted a
17 license to engage in the person's occupation in this state upon application to the committee
18 accompanied by the appropriate fee as established by the committee pursuant to section 337.612.

19 3. The committee shall issue a license to each person who files an application and fee
20 as required by the provisions of sections 337.600 to 337.639 and who furnishes evidence
21 satisfactory to the committee that the applicant has complied with the provisions of subdivisions
22 (1) to (4) of subsection 1 of this section or with the provisions of subsection 2 of this section.
23 The committee shall issue a provisional clinical social worker license to any applicant who meets
24 all requirements of subdivisions (1), (3) and (4) of subsection 1 of this section, but who has not
25 completed the twenty-four months of supervised clinical experience required by subdivision (2)
26 of subsection 1 of this section, and such applicant may reapply for licensure as a clinical social
27 worker upon completion of the twenty-four months of supervised clinical experience.

337.665. 1. Each applicant for licensure as a baccalaureate social worker shall furnish

2 evidence to the committee that:

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

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

8 (3) The applicant has completed three thousand hours of supervised baccalaureate
9 experience with a licensed clinical social worker or licensed baccalaureate social worker in no
10 less than twenty-four and no more than forty-eight consecutive calendar months;

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

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

16 (6) The applicant has submitted the required licensing fee, as determined by the division.

17 2. Any applicant who answers in the affirmative to any question on the application that
18 relates to possible grounds for denial of licensure pursuant to section 337.680 shall submit a
19 sworn affidavit setting forth in detail the facts which explain such answer and copies of
20 appropriate documents related to such answer.

21 3. Any person [not a resident of this state] holding a valid unrevoked and unexpired
22 license, certificate or registration from another state or territory of the United States having
23 substantially the same requirements as this state for baccalaureate social workers may be granted
24 a license to engage in the person's occupation in this state upon application to the committee
25 accompanied by the appropriate fee as established by the committee pursuant to section 337.662.

26 4. The committee shall issue a license to each person who files an application and fee
27 as required by the provisions of sections 337.650 to 337.689 and who furnishes evidence
28 satisfactory to the committee that the applicant has complied with the provisions of subsection
29 1 of this section or with the provisions of subsection 2 of this section. The committee shall issue
30 a one-time provisional baccalaureate social worker license to any applicant who meets all
31 requirements of subdivisions (1), (2), (4), (5) and (6) of subsection 1 of this section, but who has
32 not completed the supervised baccalaureate experience required by subdivision (3) of subsection
33 1 of this section, and such applicant may apply for licensure as a baccalaureate social worker
34 upon completion of the supervised baccalaureate experience.

337.712. 1. Applications for licensure as a marital and family therapist shall be in
2 writing, submitted to the division on forms prescribed by the division and furnished to the
3 applicant. The application shall contain the applicant's statements showing the applicant's

4 education, experience and such other information as the division may require. Each application
5 shall contain a statement that it is made under oath or affirmation and that the information
6 contained therein is true and correct to the best knowledge and belief of the applicant, subject
7 to the penalties provided for the making of a false affidavit or declaration. Each application shall
8 be accompanied by the fees required by the division.

9 2. The division shall mail a renewal notice to the last known address of each licensee
10 prior to the licensure renewal date. Failure to provide the division with the information required
11 for license, or to pay the licensure fee after such notice shall effect a revocation of the license
12 after a period of sixty days from the licensure renewal date. The license shall be restored if,
13 within two years of the licensure date, the applicant provides written application and the payment
14 of the licensure fee and a delinquency fee.

15 3. A new certificate to replace any certificate lost, destroyed or mutilated may be issued
16 subject to the rules of the division upon payment of a fee.

17 4. The division shall set the amount of the fees authorized. The fees shall be set at a
18 level to produce revenue which shall not substantially exceed the cost and expense of
19 administering the provisions of sections 337.700 to 337.739. All fees provided for in sections
20 337.700 to 337.739 shall be collected by the director who shall deposit the same with the state
21 treasurer to a fund to be known as the "Marital and Family Therapists' Fund".

22 5. The provisions of section 33.080, RSMo, to the contrary notwithstanding, money in
23 this fund shall not be transferred and placed to the credit of general revenue until the amount in
24 the fund at the end of the biennium exceeds two times the amount of the appropriations from the
25 marital and family therapists' fund for the preceding fiscal year **or, if the division requires by**
26 **rule renewal less frequently than yearly then three times the appropriation from the fund**
27 **for the preceding fiscal year.** The amount, if any, in the fund which shall lapse is that amount
28 in the fund which exceeds the appropriate multiple of the appropriations from the marital and
29 family therapists' fund for the preceding fiscal year.

345.015. As used in sections 345.010 to 345.080, the following terms mean:

2 (1) "Audiologist", a person who is licensed as an audiologist pursuant to sections 345.010
3 to 345.080 to practice audiology;

4 (2) "Audiology aide", a person who is registered as an audiology aide by the board, who
5 does not act independently but works under the direction and supervision of a licensed
6 audiologist. Such person assists the audiologist with activities which require an understanding
7 of audiology but do not require formal training in the relevant academics. To be eligible for
8 registration by the board, each applicant shall submit a registration fee, be of good moral and
9 ethical character; and:

10 (a) Be at least eighteen years of age;

- 11 (b) Furnish evidence of the person's educational qualifications which shall be at a
12 minimum:
- 13 a. Certification of graduation from an accredited high school or its equivalent; and
14 b. On-the-job training;
- 15 (c) Be employed in a setting in which direct and indirect supervision are provided on a
16 regular and systematic basis by a licensed audiologist. However, the aide shall not administer
17 or interpret hearing screening or diagnostic tests, fit or dispense hearing instruments, make ear
18 impressions, make diagnostic statements, determine case selection, present written reports to
19 anyone other than the supervisor without the signature of the supervisor, make referrals to other
20 professionals or agencies, use a title other than speech-language pathology aide or clinical
21 audiology aide, develop or modify treatment plans, discharge clients from treatment or terminate
22 treatment, disclose clinical information, either orally or in writing, to anyone other than the
23 supervising speech-language pathologist/audiologist, or perform any procedure for which he or
24 she is not qualified, has not been adequately trained or both;
- 25 (3) "Board", the state board of registration for the healing arts;
- 26 (4) "Clinical fellowship", the supervised professional employment period following
27 completion of the academic and practicum requirements of an accredited training program as
28 defined in sections 345.010 to 345.080;
- 29 (5) "Commission", the advisory commission for speech-language pathologists and
30 audiologists;
- 31 (6) "Hearing instrument" or "hearing aid", any wearable device or instrument designed
32 for or offered for the purpose of aiding or compensating for impaired human hearing and any
33 parts, attachments or accessories, including ear molds, but excluding batteries, cords, receivers
34 and repairs;
- 35 (7) "Person", any individual, organization, or corporate body, except that only
36 individuals may be licensed pursuant to sections 345.010 to 345.080;
- 37 (8) "Practice of audiology":
38 (a) The application of accepted audiologic principles, methods and procedures for the
39 measurement, testing, interpretation, appraisal and prediction related to disorders of the auditory
40 system, balance system or related structures and systems;
- 41 (b) Provides consultation, counseling to the patient, client, student, their family or
42 interested parties;
- 43 (c) Provides academic, social and medical referrals when appropriate;
- 44 (d) Provides for establishing goals, implementing strategies, methods and techniques,
45 for habilitation, rehabilitation or aural rehabilitation, related to disorders of the auditory system,
46 balance system or related structures and systems;

- 47 (e) Provides for involvement in related research, teaching or public education;
- 48 (f) Provides for rendering of services or participates in the planning, directing or
49 conducting of programs which are designed to modify audition, communicative, balance or
50 cognitive disorder, which may involve speech and language or education issues;
- 51 (g) Provides and interprets behavioral and neurophysiologic measurements of auditory
52 balance, cognitive processing and related functions, including intraoperative monitoring;
- 53 (h) Provides involvement in any tasks, procedures, acts or practices that are necessary
54 for evaluation of audition, hearing, training in the use of amplification or assistive listening
55 devices;
- 56 (i) Provides selection and assessment of hearing instruments;
- 57 (j) Provides for taking impressions of the ear, making custom ear molds, ear plugs, swim
58 molds and industrial noise protectors;
- 59 (k) Provides assessment of external ear and cerumen management;
- 60 (l) Provides advising, fitting, mapping assessment of implantable devices such as
61 cochlear or auditory brain stem devices;
- 62 (m) Provides information in noise control and hearing conservation including education,
63 equipment selection, equipment calibration, site evaluation and employee evaluation;
- 64 (n) Provides performing basic speech-language screening test;
- 65 (o) Provides involvement in social aspects of communication, including challenging
66 behavior and ineffective social skills, lack of communication opportunities;
- 67 (p) Provides support and training of family members and other communication partners
68 for the individual with auditory balance, cognitive and communication disorders;
- 69 (q) Provides aural rehabilitation and related services to individuals with hearing loss and
70 their families;
- 71 (r) Evaluates, collaborates and manages audition problems in the assessment of the
72 central auditory processing disorders and providing intervention for individuals with central
73 auditory processing disorders;
- 74 (s) Develops and manages academic and clinical problems in communication sciences
75 and disorders;
- 76 (t) Conducts, disseminates and applies research in communication sciences and
77 disorders;
- 78 (9) "Practice of speech-language pathology":
- 79 (a) Provides screening, identification, assessment, diagnosis, treatment, intervention,
80 including but not limited to, prevention, restoration, amelioration and compensation, and
81 follow-up services for disorders of:
- 82 a. Speech: articulation, fluency, voice, including respiration, phonation and resonance;

- 83 b. Language, involving the parameters of phonology, morphology, syntax, semantics and
84 pragmatic; and including disorders of receptive and expressive communication in oral, written,
85 graphic and manual modalities;
- 86 c. Oral, pharyngeal, cervical esophageal and related functions, such as, dysphagia,
87 including disorders of swallowing and oral functions for feeding; orofacial myofunctional
88 disorders;
- 89 d. Cognitive aspects of communication, including communication disability and other
90 functional disabilities associated with cognitive impairment;
- 91 e. Social aspects of communication, including challenging behavior, ineffective social
92 skills, lack of communication opportunities;
- 93 (b) Provides consultation and counseling and makes referrals when appropriate;
- 94 (c) Trains and supports family members and other communication partners of individuals
95 with speech, voice, language, communication and swallowing disabilities;
- 96 (d) Develops and establishes effective augmentative and alternative communication
97 techniques and strategies, including selecting, prescribing and dispensing of argumentative aids
98 and devices; and the training of individuals, their families and other communication partners in
99 their use;
- 100 (e) Selects, fits and establishes effective use of appropriate prosthetic/adaptive devices
101 for speaking and swallowing, such as tracheoesophageal valves, electrolarynges, speaking
102 valves;
- 103 (f) Uses instrumental technology to diagnose and treat disorders of communication and
104 swallowing, such as videofluoroscopy, nasendoscopy, ultrasonography and stroboscopy;
- 105 (g) Provides aural rehabilitative and related counseling services to individuals with
106 hearing loss and to their families;
- 107 (h) Collaborates in the assessment of central auditory processing disorders in cases in
108 which there is evidence of speech, language or other cognitive communication disorders;
109 provides intervention for individuals with central auditory processing disorders;
- 110 (i) Conducts pure-tone air conduction hearing screening and screening tympanometry
111 for the purpose of the initial identification or referral;
- 112 (j) Enhances speech and language proficiency and communication effectiveness,
113 including but not limited to, accent reduction, collaboration with teachers of English as a second
114 language and improvement of voice, performance and singing;
- 115 (k) Trains and supervises support personnel;
- 116 (l) Develops and manages academic and clinical programs in communication sciences
117 and disorders;
- 118 (m) Conducts, disseminates and applies research in communication sciences and

119 disorders;

120 (n) Measures outcomes of treatment and conducts continuous evaluation of the
121 effectiveness of practices and programs to improve and maintain quality of services;

122 (10) "Speech-language pathologist", a person who is licensed as a speech-language
123 pathologist pursuant to sections 345.010 to 345.080; who engages in the practice of
124 speech-language pathology as defined in sections 345.010 to 345.080;

125 (11) "Speech-language pathology aide", a person who is registered as a speech-language
126 aide by the board, who does not act independently but works under the direction and supervision
127 of a licensed speech-language pathologist. Such person assists the speech-language pathologist
128 with activities which require an understanding of speech-language pathology but do not require
129 formal training in the relevant academics. To be eligible for registration by the board, each
130 applicant shall submit a registration fee, be of good moral and ethical character; and:

131 (a) Be at least eighteen years of age;

132 (b) Furnish evidence of the person's educational qualifications which shall be at a
133 minimum:

134 a. Certification of graduation from an accredited high school or its equivalent; and

135 b. On-the-job training;

136 (c) Be employed in a setting in which direct and indirect supervision is provided on a
137 regular and systematic basis by a licensed speech-language pathologist. However, the aide shall
138 not administer or interpret hearing screening or diagnostic tests, fit or dispense hearing
139 instruments, make ear impressions, make diagnostic statements, determine case selection, present
140 written reports to anyone other than the supervisor without the signature of the supervisor, make
141 referrals to other professionals or agencies, use a title other than speech-language pathology aide
142 or clinical audiology aide, develop or modify treatment plans, discharge clients from treatment
143 or terminate treatment, disclose clinical information, either orally or in writing, to anyone other
144 than the supervising speech-language pathologist/audiologist, or perform any procedure for
145 which he or she is not qualified, has not been adequately trained or both;

146 (12) "Speech-language pathology assistant", a person who is registered as a
147 speech-language pathology assistant by the board, who does not act independently but works
148 under the direction and supervision of a licensed speech-language pathologist and whose
149 activities require both academic and practical training in the field of speech-language pathology
150 although less training than those established by sections 345.010 to 345.080 as necessary for
151 licensing as a speech-language pathologist. To be eligible for registration by the board, each
152 applicant shall submit the registration fee, be of good moral character[;] and[:

153 (a)] furnish evidence of the person's educational qualifications which meet the following:

154 [a.] (a) Hold a bachelor's level degree in speech-language pathology or [an associate's

155 degree as a speech-language pathology assistant] from an institution accredited or approved by
156 the Council on Academic Accreditation of the American Speech-Language-Hearing Association
157 in the area of speech- language pathology; and

158 [b.] (b) Submit official transcripts from one or more accredited colleges or universities
159 presenting evidence of the completion of bachelor's [or associate's] level course work and clinical
160 practicum requirements equivalent to that required or approved by the Council on Academic
161 Accreditation of the American Speech-Language-Hearing Association[;

162 (b) The requirements of paragraph (a) of this subdivision shall be the minimum
163 requirements for a speech-language pathology assistant until January 1, 2005. After January 1,
164 2005, to be eligible for registration by the board, each applicant shall submit the registration fee,
165 be of good moral character and furnish evidence of the person's educational qualifications which
166 meet the following:

167 a. Hold a minimum of an associate's degree as a speech-language pathology assistant
168 from an institution accredited or approved by the Council on Academic Accreditation of the
169 American Speech-Language-Hearing Association; and

170 b. Submit official transcripts from one or more accredited colleges or universities
171 presenting evidence of the completion of course work and clinical practicum requirements
172 equivalent to that required or approved by the Council on Academic Accreditation of the
173 American Speech-Language- Hearing Association;

174 (c) Furnish evidence of successful completion of a uniform, functionally based
175 proficiency evaluation as determined by the board;

176 (d) The individuals meeting the requirements prior to January 1, 2005, may be granted
177 continued registration from the board provided the individual meets the following:

178 a. Furnish evidence of employment in which direct and indirect supervision have been
179 provided on a regular and systematic basis by a licensed speech-language pathologist; and

180 b. The individual is in good standing with the board with regard to practice prior to
181 January 1, 2005].

346.135. 1. All fees and charges payable pursuant to this chapter shall be collected by
2 the division and transmitted to the department of revenue for deposit in the state treasury to the
3 credit of the fund to be known as the "Hearing Instrument Specialist Fund", which is hereby
4 created. Money in the hearing instrument specialist fund shall be available by appropriation to
5 the council to pay its expenses in administering sections 346.010 to 346.250.

6 2. Money in the hearing instrument specialist fund shall not be transferred and placed
7 to the credit of general revenue until the amount in the fund at the end of the biennium exceeds
8 two times the amount of the appropriation from the council's funds for the preceding fiscal
9 year **or, if the division requires by rule renewal less frequently than yearly then three times**

10 **the appropriation from the fund for the preceding fiscal year.** The amount, if any, in the
11 fund which shall lapse is that amount in the fund which exceeds the appropriate multiple of the
12 appropriation from the council's funds for the preceding year.

620.127. Notwithstanding any provision of law to the contrary, every application for a
2 license, certificate, **registration**, or permit, or renewal of a license, certificate, **registration**, or
3 permit issued in this state shall contain the Social Security number of the applicant. **This**
4 **provision shall not apply to an original application for a license, certificate, registration,**
5 **or permit submitted by a citizen of a foreign country who has never been issued a Social**
6 **Security number and who previously has not been licensed by any other state, United**
7 **States territory, or federal agency. A citizen of a foreign country applying for licensure**
8 **with the division of professional registration shall be required to submit his or her visa or**
9 **passport identification number in lieu of the Social Security number.**

620.145. [1.] The division of professional registration shall maintain, for each board in
2 the division, a registry of each person holding a current license, permit or certificate issued by
3 that board. The registry shall contain the name, Social Security number and address of each
4 person licensed or registered together with other relevant information as determined by the
5 board. The registry for each board shall at all times be available to the board and copies shall
6 be supplied to the board on request. Copies of the registry, except for the registrant's Social
7 Security number, shall be available from the division or the board to any individual who pays
8 the reasonable copying cost. Any individual may copy the registry during regular business hours.
9 The information in the registry shall be furnished upon request to the division of child support
10 enforcement. Questions concerning the currency of license of any individual shall be answered,
11 without charge, by the appropriate board. Each year each board may publish, or cause to be
12 published, a directory containing the name and address of each person licensed or registered for
13 the current year together with any other information the board deems necessary. Any expense
14 incurred by the state relating to such publication shall be charged to the board. An official copy
15 of any such publication shall be filed with the director of the department of economic
16 development.

17 [2. Notwithstanding any provision of law to the contrary, each board shall require each
18 person applying for a license, permit or certificate, or a renewal of a license, permit or certificate
19 to furnish the board with the applicant's Social Security number.]