

HB 1043 -- Nursing Home Administrators

Sponsor: Behnen

This bill revises provisions pertaining to nursing home administrators. In its main provisions, the bill:

(1) Revises the procedure concerning the successful completion of examinations by nursing home administrators. If the applicant fails the examinations, he or she can reapply to the Board of Nursing Home Administrators for retesting;

(2) Requires an applicant who fails either of the examinations a third time to successfully complete a board-prescribed course of instruction in order to be licensed;

(3) Prohibits a nationally certified examination score for licensure from another state from being recognized by the board for an applicant who fails the examination for a third time;

(4) Authorizes the board to renew a temporary emergency license to an applicant if examination results have not been received by the board. Current law does not require the examination to be administered to an applicant applying for the renewal;

(5) Authorizes the board, at its discretion, to issue a license subject to probation for violating causes contained in Section 344.050.2, RSMo. The contents of the order and the procedures to request a review of the order by the Administrative Hearing Commission are stated;

(6) Specifies additional violations of Chapter 198;

(7) Authorizes the board to censure or place the person named in a complaint on probation as deemed appropriate if the finding by the commission substantiates the violation;

(8) Authorizes the board to hold a disciplinary hearing to singly, or in combination, censure or place the person named in the complaint on probation or to suspend or revoke a certificate of registration, permit, or license required by Chapter 344. Reinstatement of the certificate, permit, or license can occur;

(9) Permits automatic denial of a certificate, permit, or license to a person who has had a certificate of registration permit or license denied or revoked in another state which pertains to the practice of nursing home administration;

(10) Contains provisions which encourage the settlement of disputes between the board and its licensees, including

procedures for a review by the Administrative Hearing Commission, prior to a settlement becoming final;

(11) Requires that the physician, two licensed health care professionals, and the health care educator be citizens of the United States and taxpaying residents of Missouri for one year preceding their appointment to the board. The four appointees to the board are required to be citizens of the United States and either residents of Missouri one year prior to their appointment or persons who have been licensed by the board and have been employed in Missouri for a five-year period;

(12) Contains procedures which allow any nursing home administrator who possesses a current license to practice in Missouri to place their license on inactive status; and

(13) Contains provisions pertaining to the expiration of an inactive license, the length of time of an inactive license, and the reactivation of an inactive license. Nursing home administrators are prohibited from acting in that capacity while their license is inactive.