

FIRST REGULAR SESSION

HOUSE BILL NO. 598

93RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SUTHERLAND.

Read 1st time February 21, 2005 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

1704L.011

AN ACT

To repeal section 344.040, RSMo, and to enact in lieu thereof one new section relating to nursing home administrators.

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

Section A. Section 344.040, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 344.040, to read as follows:

- 344.040. 1. Every license issued under this chapter shall expire on June thirtieth of the year **following the year** of issuance and [each] **every other** year thereafter, **provided that licenses issued or renewed during the year 2006 may be issued or renewed by the board for a period of either one or two years, as provided by rule.** Licensees seeking renewal shall, during the month of May of [each] **the year of renewal**, file an application for renewal on forms furnished by the board, which shall include evidence satisfactory to the board of completion of the approved continuing education hours required by the board, and shall be accompanied by a renewal fee [of fifty dollars] **as provided by rule** payable to the [director] **department of [revenue] health and senior services.**
2. Upon receipt of an incomplete application for renewal, the board shall grant the applicant a temporary permit which shall be in effect for thirty days. The applicant is required to submit the required documentation or fee within the thirty-day period, or the board may refuse to renew his application. The thirty-day period can be extended for good cause shown for an additional thirty days. Upon receipt of the approved continuing education credits or other required documentation or fee within the appropriate time period, the board shall issue [an

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

16 annual] a license.

17 3. The board shall renew the license of an applicant who has met all of the requirements
18 for renewal.

19 4. As a requirement for renewal of license, the board may require not more than
20 forty-eight clock hours of continuing education a year. The continuing education provided for
21 under this section shall be approved by the board. There shall be a separate, nonrefundable fee
22 for each single offering provider. The board shall set the amount of fee for any single offering
23 provided by rules and regulations promulgated pursuant to section 536.021, RSMo. The fee shall
24 be set at a level to produce revenue which shall not substantially exceed the cost and expense in
25 administering and reviewing any single offering.

26 5. By April first of each year, the board shall mail an application for renewal of license
27 to every person [for whom a] **whose** license [was issued or] **shall be** renewed during the current
28 year. The applicant must submit such information as will enable the board to determine if the
29 applicant's license should be renewed. Information provided in the application shall be given
30 under oath.

31 6. Any licensee who fails to apply to renew his license by June thirtieth **of the licensee's**
32 **year of renewal** may be relicensed by the board if he meets the requirements set forth by the
33 board pursuant to sections 344.010 to 344.100 and pays the [fifty-dollar] renewal fee **required**
34 **by rule**, plus a penalty of twenty-five dollars. No action shall be taken by the board in addition
35 to a penalty of twenty-five dollars imposed by this section against any such licensee whose
36 license has not expired for a period of more than two months, and who has had no action in the
37 preceding five years taken against them by the board, and who has met all other licensure
38 requirements by June thirtieth **of the year of renewal**; provided, however, that nothing in this
39 section shall prevent the board from taking any other disciplinary action against a licensee if
40 there shall exist a cause for discipline pursuant to section 344.050. A person whose license has
41 expired for a period of more than twelve months must meet the requirements set out in section
42 344.030 for initial licensure.