

HOUSE

AMENDMENT NO. _____

Offered by

of

1 AMEND House Committee Substitute for Senate Substitute for Senate
2 Committee Substitute for Senate Bill No. 354, Page 23, Section
3 324.001, Line 181, by inserting after all of said line the
4 following:

5 "334.040. 1. Except as provided in section 334.260, all
6 persons desiring to practice as physicians and surgeons in this
7 state shall be examined as to their fitness to engage in such
8 practice by the board. All persons applying for examination
9 shall file a completed application with the board upon forms
10 furnished by the board.

11 2. The examination shall be sufficient to test the
12 applicant's fitness to practice as a physician and surgeon. The
13 examination shall be conducted in such a manner as to conceal the
14 identity of the applicant until all examinations have been
15 scored. In all such examinations an average score of not less
16 than seventy-five percent is required to pass; provided, however,
17 that the board may require applicants to take the Federation
18 Licensing Examination, also known as FLEX, or the United States
19 Medical Licensing Examination (USMLE). If the FLEX examination
20 is required, a weighted average score of no less than
21 seventy-five is required to pass. Scores from one test
22 administration of the FLEX shall not be combined or averaged with
23 scores from other test administrations to achieve a passing
24 score. The passing score of the United States Medical Licensing
25 Examination shall be determined by the board through rule and
26 regulation. Applicants graduating from a medical or osteopathic
27 college, as [defined] described in section 334.031 prior to
28 January 1, 1994, shall provide proof of successful completion of

Action Taken _____ Date _____

1 the FLEX, USMLE, an exam administered by the National Board of
2 Osteopathic Medical Examiners (NBOME), a state board examination
3 approved by the board, compliance with subsection 2 of section
4 334.031, or compliance with 20 CSR 2150-2.005. Applicants
5 graduating from a medical or osteopathic college, as [defined]
6 described in section 334.031 on or after January 1, 1994, must
7 provide proof of successful completion of the USMLE or an exam
8 administered by NBOME or provide proof of compliance with
9 subsection 2 of section 334.031. The board shall not issue a
10 permanent license as a physician and surgeon or allow the
11 Missouri state board examination to be administered to any
12 applicant who has failed to achieve a passing score within three
13 attempts on licensing examinations administered in one or more
14 states or territories of the United States, the District of
15 Columbia or Canada, unless the applicant petitions the board for
16 an exception based upon unusual or extenuating circumstances that
17 the board may deem reasonable. The steps one, two and three of
18 the United States Medical Licensing Examination shall be taken
19 within a seven-year period with no more than three attempts on
20 any step of the examination; however, an applicant may petition
21 the board for an exception to such requirements based upon
22 unusual or extenuating circumstances that the board may deem
23 reasonable. The board also may grant an extension of the
24 seven-year period if the applicant has obtained a MD/PhD degree
25 in a program accredited by the Liaison Committee on Medical
26 Education (LCME) and a regional university accrediting body or a
27 DO/PhD degree accredited by the American Osteopathic Association
28 and a regional university accrediting body. The board may waive
29 the provisions of this section if the applicant is licensed to
30 practice as a physician and surgeon in another state of the
31 United States, the District of Columbia or Canada and the
32 applicant has achieved a passing score on a licensing examination
33 administered in a state or territory of the United States or the
34 District of Columbia and no license issued to the applicant has
35 been disciplined in any state or territory of the United States
36 or the District of Columbia [and the applicant is certified in
37 the applicant's area of specialty by the American Board of

1 Medical Specialties, the American Osteopathic Association, or
2 other certifying agency approved by the board by rule].

3 3. If the board waives the provisions of this section, then
4 the license issued to the applicant may be limited or restricted
5 to the applicant's board specialty. The board shall not be
6 permitted to favor any particular school or system of healing.

7 4. If an applicant has not actively engaged in the practice
8 of clinical medicine or held a teaching or faculty position in a
9 medical or osteopathic school approved by the American Medical
10 Association, the Liaison Committee on Medical Education, or the
11 American Osteopathic Association for any two years in the
12 three-year period immediately preceding the filing of his or her
13 application for licensure, the board may require successful
14 completion of another examination, continuing medical education,
15 or further training before issuing a permanent license. The
16 board shall adopt rules to prescribe the form and manner of such
17 reexamination, continuing medical education, and training.

18 334.280. 1. For purposes of this section, the following
19 terms shall mean:

20 (1) "Continuous medical education", continued postgraduate
21 medical education intended to provide medical professionals with
22 knowledge of new developments in their field;

23 (2) "Maintenance of certification", any process requiring
24 periodic recertification examinations to maintain specialty
25 medical board certification;

26 (3) "Maintenance of licensure", the Federation of State
27 Medical Boards' proprietary framework for physician license
28 renewal including additional periodic testing other than
29 continuous medical education;

30 (4) "Specialty medical board certification", certification
31 by a board that specializes in one particular area of medicine
32 and typically requires additional and more strenuous exams than
33 state board of medicine requirements to practice medicine.

34 2. The state shall not require any form of maintenance of
35 licensure as a condition of physician licensure including
36 requiring any form of maintenance of licensure tied to
37 maintenance of certification. Current requirements including

1 continuous medical education shall suffice to demonstrate
2 professional competency.

3 3. The state shall not require any form of specialty
4 medical board certification or any maintenance of certification
5 to practice medicine within the state. There shall be no
6 discrimination by the state board of registration for the healing
7 arts or any other state agency against physicians who do not
8 maintain specialty medical board certification including
9 recertification."; and

10
11 Further amend said title, enacting clause and intersectional
12 references accordingly.