

House _____ Amendment NO. _____

Offered By _____

1 AMEND Senate Bill No. 458, Page 1, Line 3 of the Title, by deleting said line and inserting in lieu
2 thereof the following: "sections relating to licensure of professionals."; and
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4 Further amend said bill, Page 1, Section A, Line 3, by inserting after said line the following:
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6 "334.040. 1. Except as provided in section 334.260, all persons desiring to practice as
7 physicians and surgeons in this state shall be examined as to their fitness to engage in such practice
8 by the board. All persons applying for examination shall file a completed application with the board
9 upon forms furnished by the board.

10 2. The examination shall be sufficient to test the applicant's fitness to practice as a physician
11 and surgeon. The examination shall be conducted in such a manner as to conceal the identity of the
12 applicant until all examinations have been scored. In all such examinations an average score of not
13 less than seventy-five percent is required to pass; provided, however, that the board may require
14 applicants to take the Federation Licensing Examination, also known as FLEX, or the United States
15 Medical Licensing Examination (USMLE). If the FLEX examination is required, a weighted
16 average score of no less than seventy-five is required to pass. Scores from one test administration of
17 the FLEX shall not be combined or averaged with scores from other test administrations to achieve a
18 passing score. The passing score of the United States Medical Licensing Examination shall be
19 determined by the board through rule and regulation. Applicants graduating from a medical or
20 osteopathic college, as [defined] described in section 334.031 prior to January 1, 1994, shall provide
21 proof of successful completion of the FLEX, USMLE, an exam administered by the National Board
22 of Osteopathic Medical Examiners (NBOME), a state board examination approved by the board,
23 compliance with subsection 2 of section 334.031, or compliance with 20 CSR 2150-2.005.
24 Applicants graduating from a medical or osteopathic college, as [defined] described in section
25 334.031 on or after January 1, 1994, must provide proof of successful completion of the USMLE or
26 an exam administered by NBOME or provide proof of compliance with subsection 2 of section
27 334.031. [The board shall not issue a permanent license as a physician and surgeon or allow the
28 Missouri state board examination to be administered to any applicant who has failed to achieve a
29 passing score within three attempts on licensing examinations administered in one or more states or
30 territories of the United States, the District of Columbia or Canada. The steps one, two and three of

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the United States Medical Licensing Examination shall be taken within a seven-year period with no more than three attempts on any step of the examination; however, the board may grant an extension of the seven-year period if the applicant has obtained a MD/PhD degree in a program accredited by the Liaison Committee on Medical Education (LCME) and a regional university accrediting body or a DO/PhD degree accredited by the American Osteopathic Association and a regional university accrediting body.] The board may waive the provisions of this section if the applicant is licensed to practice as a physician and surgeon in another state of the United States, the District of Columbia or Canada and the applicant has achieved a passing score on a licensing examination administered in a state or territory of the United States or the District of Columbia and no license issued to the applicant has been disciplined in any state or territory of the United States or the District of Columbia [and the applicant is certified in the applicant's area of specialty by the American Board of Medical Specialties, the American Osteopathic Association, or other certifying agency approved by the board by rule].

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

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

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

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

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

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

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

2. The state shall not require any form of maintenance of licensure as a condition of physician licensure including requiring any form of maintenance of licensure tied to maintenance of certification. Current requirements including continuous medical education shall suffice to demonstrate professional competency.

3. The state shall not require any form of specialty medical board certification or any maintenance of certification to practice medicine within the state. There shall be no discrimination

1 by the state board of registration for the healing arts or any other state agency against physicians who
2 do not maintain specialty medical board certification including recertification."; and
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5 Further amend said bill by amending the title, enacting clause, and intersectional references
6 accordingly.