

**HOUSE**

**AMENDMENT NO.\_\_\_\_**

**Offered by**

**of**

AMEND House Committee Substitute for Senate Substitute for Senate  
Committee Substitute for Senate Bill No. 517, Page 19, Section  
324.001, Line 372, by inserting after all of said line the  
following:

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

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

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

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

1 the applicant's area of specialty by the American Board of  
2 Medical Specialties, the American Osteopathic Association, or  
3 other certifying agency approved by the board by rule].

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

8 4. If an applicant has not actively engaged in the practice  
9 of clinical medicine or held a teaching or faculty position in a  
10 medical or osteopathic school approved by the American Medical  
11 Association, the Liaison Committee on Medical Education, or the  
12 American Osteopathic Association for any two years in the  
13 three-year period immediately preceding the filing of his or her  
14 application for licensure, the board may require successful  
15 completion of another examination, continuing medical education,  
16 or further training before issuing a permanent license. The  
17 board shall adopt rules to prescribe the form and manner of such  
18 reexamination, continuing medical education, and training."; and  
19

20 Further amend said bill, Page 23, Section 334.104, Line 154,  
21 by inserting after all of said line the following:

22 "334.280. 1. For purposes of this section, the following  
23 terms shall mean:

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

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

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

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

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

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

14  
15       Further amend said title, enacting clause and intersectional  
16 references accordingly.