

FIRST REGULAR SESSION

[PERFECTED]

# HOUSE BILL NO. 834

## 103RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE FARNAN.

1474H.01P

JOSEPH ENGLER, Chief Clerk

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### AN ACT

To repeal sections 333.041, 333.042, 337.600, 337.604, 337.615, 337.627, 337.644, and 337.645, RSMo, and to enact in lieu thereof eleven new sections relating to professional registration.

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

Section A. Sections 333.041, 333.042, 337.600, 337.604, 337.615, 337.627, 337.644, 2 and 337.645, RSMo, are repealed and eleven new sections enacted in lieu thereof, to be 3 known as sections 324.263, 331.084, 333.041, 333.042, 337.600, 337.604, 337.615, 337.627, 4 337.628, 337.644, and 337.645, to read as follows:

**324.263. 1. The board may apply to the administrative hearing commission for 2 an emergency suspension or restriction of a license issued under sections 324.240 to 3 324.275 if:**

4 **(1) The holder of the license is the subject of a pending criminal indictment,**  
5 **criminal information, or other criminal charge related to the duties and responsibilities**  
6 **of the licensed occupation; and**

7 **(2) There is reasonable cause for the board to believe that the public health,**  
8 **safety, or welfare is at imminent risk of harm from the holder of the license.**

9 **2. The board shall submit to the administrative hearing commission supporting**  
10 **affidavits and certified court records, together with a complaint alleging the facts in**  
11 **support of the board's request for an emergency suspension or restriction of a license,**  
12 **and shall supply the administrative hearing commission with the last home or business**  
13 **addresses on file with the board for the licensee. Within one business day of the filing of**

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.

14 the complaint, the administrative hearing commission shall return a service packet to  
15 the board. The service packet shall include the board's complaint and any affidavits or  
16 records the board intends to rely on that have been filed with the administrative hearing  
17 commission. The service packet may contain other information in the discretion of the  
18 administrative hearing commission. Within twenty-four hours of receiving the packet,  
19 the board shall either personally serve the licensee the service packet or leave a copy of  
20 the service packet at all of the licensee's current addresses on file with the board.

21       3. Within five days of the board's filing of the complaint, the administrative  
22 hearing commission shall review the information submitted by the board and shall issue  
23 its findings of fact and conclusions of law. If the administrative hearing commission  
24 finds that there is reasonable cause for the board to believe that the public health, safety,  
25 or welfare is at imminent risk of harm from the holder of the license, the administrative  
26 hearing commission shall enter the order requested by the board. The order shall be  
27 effective upon personal service or by leaving a copy at all of the licensee's current  
28 addresses on file with the board.

29       4. (1) The administrative hearing commission shall hold an evidentiary hearing  
30 on the record within forty-five days of the board's filing of the complaint, or upon final  
31 adjudication of any criminal charges filed against the licensee, as appropriate, to  
32 determine if cause for discipline exists under the provisions of sections 324.240 to  
33 324.275 and to determine whether the initial order entered by the commission shall  
34 continue in effect. Prior to the hearing, the licensee may file affidavits and certified  
35 court records for consideration by the administrative hearing commission. The  
36 administrative hearing commission may grant a request for a continuance but shall in  
37 any event hold the hearing within one hundred twenty days of the board's initial filing.  
38 The board shall be granted leave to amend its complaint if it is more than thirty days  
39 prior to the hearing, or within thirty days prior to the hearing upon a showing of good  
40 cause.

41       (2) If no cause for discipline is found following an evidentiary hearing, the  
42 administrative hearing commission shall issue findings of fact, conclusions of law, and  
43 an order terminating the commission's initial order imposing an emergency suspension  
44 or restriction of the license.

45       (3) If the administrative hearing commission finds cause for discipline following  
46 an evidentiary hearing, the commission shall issue findings of fact and conclusions of  
47 law and order the emergency suspension or restriction to remain in full force and effect  
48 pending a disciplinary hearing before the board. The board shall hold a hearing  
49 following the certification of the record by the administrative hearing commission and  
50 may impose discipline otherwise authorized by state law.

51           **5. Any action under this section shall be in addition to and not in lieu of any**  
52 **discipline otherwise in the board's power to impose and may be brought concurrently**  
53 **with other actions.**

54           **6. If the administrative hearing commission does not grant an initial order**  
55 **imposing an emergency suspension or restriction of the license as described in**  
56 **subsection 3 of this section, the board shall remove all reference to such emergency**  
57 **suspension or restriction from its public records.**

**331.084. 1. The board may apply to the administrative hearing commission for**  
2 **an emergency suspension or restriction of a license issued under this chapter if:**

3           **(1) The holder of the license is the subject of a pending criminal indictment,**  
4 **criminal information, or other criminal charge related to the duties and responsibilities**  
5 **of the licensed occupation; and**

6           **(2) There is reasonable cause for the board to believe that the public health,**  
7 **safety, or welfare is at imminent risk of harm from the holder of the license.**

8           **2. The board shall submit to the administrative hearing commission supporting**  
9 **affidavits and certified court records, together with a complaint alleging the facts in**  
10 **support of the board's request for an emergency suspension or restriction of a license,**  
11 **and shall supply the administrative hearing commission with the last home or business**  
12 **addresses on file with the board for the licensee. Within one business day of the filing of**  
13 **the complaint, the administrative hearing commission shall return a service packet to**  
14 **the board. The service packet shall include the board's complaint and any affidavits or**  
15 **records the board intends to rely on that have been filed with the administrative hearing**  
16 **commission. The service packet may contain other information in the discretion of the**  
17 **administrative hearing commission. Within twenty-four hours of receiving the packet,**  
18 **the board shall either personally serve the licensee the service packet or leave a copy of**  
19 **the service packet at all of the licensee's current addresses on file with the board.**

20           **3. Within five days of the board's filing of the complaint, the administrative**  
21 **hearing commission shall review the information submitted by the board and shall issue**  
22 **its findings of fact and conclusions of law. If the administrative hearing commission**  
23 **finds that there is reasonable cause for the board to believe that the public health, safety,**  
24 **or welfare is at imminent risk of harm from the holder of the license, the administrative**  
25 **hearing commission shall enter the order requested by the board. The order shall be**  
26 **effective upon personal service or by leaving a copy at all of the licensee's current**  
27 **addresses on file with the board.**

28           **4. (1) The administrative hearing commission shall hold an evidentiary hearing**  
29 **on the record within forty-five days of the board's filing of the complaint, or upon final**  
30 **adjudication of any criminal charges filed against the licensee, as appropriate, to**

31 **determine if cause for discipline exists under the provisions of this chapter and to**  
32 **determine whether the initial order entered by the commission shall continue in effect.**  
33 **Prior to the hearing, the licensee may file affidavits and certified court records for**  
34 **consideration by the administrative hearing commission. The administrative hearing**  
35 **commission may grant a request for a continuance but shall in any event hold the**  
36 **hearing within one hundred twenty days of the board's initial filing. The board shall be**  
37 **granted leave to amend its complaint if it is more than thirty days prior to the hearing,**  
38 **or within thirty days prior to the hearing upon a showing of good cause.**

39 **(2) If no cause for discipline is found following an evidentiary hearing, the**  
40 **administrative hearing commission shall issue findings of fact, conclusions of law, and**  
41 **an order terminating the commission's initial order imposing an emergency suspension**  
42 **or restriction of the license.**

43 **(3) If the administrative hearing commission finds cause for discipline following**  
44 **an evidentiary hearing, the commission shall issue findings of fact and conclusions of**  
45 **law and order the emergency suspension or restriction to remain in full force and effect**  
46 **pending a disciplinary hearing before the board. The board shall hold a hearing**  
47 **following the certification of the record by the administrative hearing commission and**  
48 **may impose discipline otherwise authorized by state law.**

49 **5. Any action under this section shall be in addition to and not in lieu of any**  
50 **discipline otherwise in the board's power to impose and may be brought concurrently**  
51 **with other actions.**

52 **6. If the administrative hearing commission does not grant an initial order**  
53 **imposing an emergency suspension or restriction of the license as described in**  
54 **subsection 3 of this section, the board shall remove all reference to such emergency**  
55 **suspension or restriction from its public records.**

~~333.041. 1. [Each applicant for a license to practice funeral directing shall furnish  
2 evidence to establish to the satisfaction of the board that he or she is at least eighteen years of  
3 age, and possesses a high school diploma, a general equivalency diploma, or equivalent  
4 thereof, as determined, at its discretion, by the board.~~

5 ~~2.] Every person desiring to enter the profession of embalming dead human bodies~~  
6 ~~within the state of Missouri and who is enrolled in a program of education accredited by the~~  
7 ~~American Board of Funeral Service Education, any successor organization, or other~~  
8 ~~accrediting entity as approved by the board shall register with the board as a practicum~~  
9 ~~student upon the form [provided] approved by the board. [After such registration, a student~~  
10 ~~may assist, under the direct supervision of Missouri-licensed embalmers and funeral directors,~~  
11 ~~in Missouri-licensed funeral establishments, while serving his or her practicum.] The form~~  
12 ~~for registration as a practicum student shall be accompanied by a fee in an amount established~~

13 by the board. After a student's registration has been approved by the board, a practicum  
14 student registrant may assist, under the direct supervision of an embalmer licensed  
15 under this chapter, in an establishment licensed under this chapter. Practicum student  
16 registrants shall not assist when not under such supervision. Each practicum student  
17 registrant is authorized to work only at the location or locations registered with the  
18 board and under only those supervisors registered with the board.

19 ~~[3. Each applicant for a license to practice embalming shall furnish evidence to~~  
20 ~~establish to the satisfaction of the board that he or she:~~

21 ~~(1) Is at least eighteen years of age, and possesses a high school diploma, a general~~  
22 ~~equivalency diploma, or equivalent thereof, as determined, at its discretion, by the board;~~

23 ~~(2) Has completed a funeral service education program accredited by the American~~  
24 ~~Board of Funeral Service Education, any successor organization, or other accrediting entity as~~  
25 ~~approved by the board. If an applicant does not complete all requirements for licensure~~  
26 ~~within five years from the date of his or her completion of an accredited program, his or her~~  
27 ~~registration as an apprentice embalmer shall be automatically cancelled. The applicant shall~~  
28 ~~be required to file a new application and pay applicable fees. No previous apprenticeship~~  
29 ~~shall be considered for the new application;~~

30 ~~(3) Upon due examination administered by the board, is possessed of a knowledge of~~  
31 ~~the subjects of embalming, anatomy, pathology, bacteriology, mortuary administration,~~  
32 ~~chemistry, restorative art, together with statutes, rules and regulations governing the care,~~  
33 ~~custody, shelter and disposition of dead human bodies and the transportation thereof or has~~  
34 ~~passed the national board examination of the Conference of Funeral Service Examining~~  
35 ~~Boards. If any applicant fails to pass the state examination, he or she may retake the~~  
36 ~~examination at the next regular examination meeting. The applicant shall notify the board~~  
37 ~~office of his or her desire to retake the examination at least thirty days prior to the date of the~~  
38 ~~examination. Each time the examination is retaken, the applicant shall pay a new~~  
39 ~~examination fee in an amount established by the board;~~

40 ~~(4) Has been employed full time in funeral service in a licensed funeral establishment~~  
41 ~~and has personally embalmed at least twenty-five dead human bodies under the personal~~  
42 ~~supervision of an embalmer who holds a current and valid Missouri embalmer's license~~  
43 ~~during an apprenticeship of not less than twelve consecutive months. "Personal supervision"~~  
44 ~~means that the licensed embalmer shall be physically present during the entire embalming~~  
45 ~~process in the first six months of the apprenticeship period and physically present at the~~  
46 ~~beginning of the embalming process and available for consultation and personal inspection~~  
47 ~~within a period of not more than one hour in the remaining six months of the apprenticeship~~  
48 ~~period. All transcripts and other records filed with the board shall become a part of the board~~  
49 ~~files.~~

50           4-] 2. Except as otherwise provided in this section, an applicant not entitled to an  
51 embalmer's license under section 333.051 or 324.009 shall make application for such  
52 license. Each applicant for an initial license to practice embalming shall furnish  
53 evidence to establish to the satisfaction of the board that he or she:

54           (1) Is eighteen years of age or older;

55           (2) Possesses a high school diploma, a general equivalency diploma, or  
56 equivalent thereof, as determined, at its discretion, by the board;

57           (3) Has completed a funeral service education program accredited by the  
58 American Board of Funeral Service Education, any successor organization, or other  
59 accrediting entity as approved by the board;

60           (4) Received passing scores on the National Board Examination-Sciences and the  
61 Missouri law examination administered by the International Conference of Funeral  
62 Service Examining Boards, any successor organization, or other organization approved  
63 by the board; and

64           (5) Has been employed in a qualifying embalmer's apprentice program as  
65 defined by the board for no less than six months and has personally embalmed at least  
66 twenty-five dead human bodies under the supervision of an embalmer who is licensed  
67 under this chapter. The first twelve of the embalmings shall be conducted under the  
68 direct supervision of the licensed embalmer. For purposes of this subdivision, a  
69 "qualifying embalmer's apprentice program" is a program in which the apprentice  
70 completed the minimum number of hours required by the board and, as attested to by  
71 the supervising licensed embalmer, obtained the minimal required skills to practice  
72 embalming. For purposes of this subdivision, "direct supervision" shall mean  
73 supervision in which the licensed embalmer is physically present with the apprentice  
74 embalmer and the dead human body at the beginning of the embalming process and  
75 available for consultation within one hour for the remainder of the embalming process.  
76 The licensed embalmer shall inspect all bodies embalmed by the apprentice embalmer.

77           3. Upon written request to the board, any person licensed under this section  
78 may, at his or her election, at any time, sit for the National Board Examination-Arts  
79 administered by the International Conference of Funeral Service Examining Boards,  
80 any successor organization, or other organization approved by the board if such person  
81 has not previously passed such examination.

82           4. If the applicant does not complete the application process within the five years  
83 after his or her completion of an approved program, then he or she must file a new application  
84 and no fees paid previously shall apply toward the license fee.

85           5. ~~[Examinations required by this section and section 333.042 shall be held at least~~  
86 ~~twice a year at times and places fixed by the board. The board shall by rule and regulation~~  
87 ~~prescribe the standard for successful completion of the examinations.~~

88           6. ~~Upon establishment of his or her qualifications as specified by this section or~~  
89 ~~section 333.042, the board shall issue to the applicant a license to practice funeral directing or~~  
90 ~~embalming, as the case may require, and shall register the applicant as a duly licensed funeral~~  
91 ~~director or a duly licensed embalmer.] Any person having the qualifications required by this~~  
92 ~~section and section 333.042 may be granted both a license to practice funeral directing and to~~  
93 ~~practice embalming.~~

94           ~~[7. The board shall, upon request, waive any requirement of this chapter and issue a~~  
95 ~~temporary funeral director's license, valid for six months, to the surviving spouse or next of~~  
96 ~~kin or the personal representative of a licensed funeral director, or to the spouse, next of kin,~~  
97 ~~employee or conservator of a licensed funeral director disabled because of sickness, mental~~  
98 ~~incapacity or injury.]~~

          333.042. 1. ~~[Every person desiring to enter the profession of funeral directing in this~~  
2 ~~state shall make application with the state board of embalmers and funeral directors and pay~~  
3 ~~the current application and examination fees. Except as otherwise provided in section 41.950,~~  
4 ~~applicants not entitled to a license pursuant to section 333.051 or 324.009 shall serve an~~  
5 ~~apprenticeship for at least twelve consecutive months in a funeral establishment licensed for~~  
6 ~~the care and preparation for burial and transportation of the human dead in this state or in~~  
7 ~~another state which has established standards for admission to practice funeral directing equal~~  
8 ~~to, or more stringent than, the requirements for admission to practice funeral directing in this~~  
9 ~~state. The applicant shall devote at least fifteen hours per week to his or her duties as an~~  
10 ~~apprentice under the supervision of a Missouri licensed funeral director. Such applicant shall~~  
11 ~~submit proof to the board, on forms provided by the board, that the applicant has arranged and~~  
12 ~~conducted ten funeral services during the applicant's apprenticeship under the supervision of a~~  
13 ~~Missouri licensed funeral director. Upon completion of the apprenticeship, the applicant shall~~  
14 ~~appear before the board to be tested on the applicant's legal and practical knowledge of~~  
15 ~~funeral directing, funeral home licensing, preneed funeral contracts and the care, custody,~~  
16 ~~shelter, disposition and transportation of dead human bodies. Upon acceptance of the~~  
17 ~~application and fees by the board, an applicant shall have twenty-four months to successfully~~  
18 ~~complete the requirements for licensure found in this section or the application for licensure~~  
19 ~~shall be cancelled.~~

20           2. ~~If a person applies for a limited license to work only in a funeral establishment~~  
21 ~~which is licensed only for cremation, including transportation of dead human bodies to and~~  
22 ~~from the funeral establishment, he or she shall make application, pay the current application~~  
23 ~~and examination fee and successfully complete the Missouri law examination. He or she~~

24 shall be exempt from the twelve-month apprenticeship required by subsection 1 of this  
25 section and the practical examination before the board. If a person has a limited license  
26 issued pursuant to this subsection, he or she may obtain a full funeral director's license if he or  
27 she fulfills the apprenticeship and successfully completes the funeral director practical  
28 examination.

29 ~~3. If an individual is a Missouri licensed embalmer or has completed a program~~  
30 ~~accredited by the American Board of Funeral Service Education, any successor organization,~~  
31 ~~or other accrediting entity as approved by the board or has successfully completed a course of~~  
32 ~~study in funeral directing offered by an institution accredited by a recognized national,~~  
33 ~~regional or state accrediting body and approved by the state board of embalmers and funeral~~  
34 ~~directors, and desires to enter the profession of funeral directing in this state, the individual~~  
35 ~~shall comply with all the requirements for licensure as a funeral director pursuant to~~  
36 ~~subsection 1 of section 333.041 and subsection 1 of this section; however, the individual is~~  
37 ~~exempt from the twelve-month apprenticeship required by subsection 1 of this section.]~~

38 **Except as otherwise provided in this section, an applicant for a funeral director license**  
39 **not entitled to a license under section 333.051 or 324.009 shall make application for an**  
40 **initial license to practice funeral directing and shall furnish evidence to establish to the**  
41 **satisfaction of the board that he or she:**

42 **(1) Is eighteen years of age or older;**

43 **(2) Possesses a high school diploma, a general equivalency diploma, or**  
44 **equivalent thereof, as determined, at its discretion, by the board; and**

45 **(3) Has either:**

46 **(a) Completed a funeral service education program accredited by the American**  
47 **Board of Funeral Service Education, any successor organization, or other accrediting**  
48 **entity as approved by the board and received passing scores on the National Board**  
49 **Examination-Arts and the Missouri law examination. The board may accept, in lieu of a**  
50 **passing score on the National Board Examination-Arts, a passing score on an**  
51 **administration of the Missouri arts examination that occurred before the**  
52 **International Conference of Funeral Service Examining Boards ended all**  
53 **administrations of the Missouri arts examination on January 1, 2023; or**

54 **(b) Made application for a funeral director provisional license and successfully**  
55 **either:**

56 **a. Within twenty-four months of receipt of the provisional license:**

57 **(i) Completed a twelve-month qualifying funeral director apprentice program as**  
58 **determined by the board during which the applicant arranged and conducted ten**  
59 **funeral services. Such program shall be under the personal supervision of a funeral**  
60 **director licensed under this chapter and in a Missouri funeral establishment licensed for**

61 the care and preparation for burial and transportation of the human dead in this state;  
62 and

63 (ii) Received passing scores on the National Board Examination-Arts and the  
64 Missouri law examination. The board may accept, in lieu of a passing score on the  
65 National Board Examination-Arts, a passing score on an administration of the Missouri  
66 arts examination that occurred before the International Conference of Funeral Service  
67 Examining Boards ended all administrations of the Missouri arts examination on  
68 January 1, 2023; or

69 b. Within thirty-six months of receipt of the provisional license:

70 (i) Completed an eighteen-month qualifying funeral director apprentice  
71 program as determined by the board during which the applicant arranged and  
72 conducted twenty-five funeral services. Such program shall be under the personal  
73 supervision of a funeral director licensed under this chapter and in a Missouri funeral  
74 establishment licensed for the care and preparation for burial and transportation of the  
75 human dead in this state; and

76 (ii) Received a passing score on the Missouri law examination.

77 2. Any person holding a provisional license shall be eligible, upon written  
78 request to the board, to sit for the National Board Examination-Arts and the Missouri  
79 law examination at any time during the period in which his or her provisional license is  
80 effective.

81 3. Any licensed funeral director who has not previously sat for the National  
82 Board Examination-Arts may, at his or her election and upon written request to the  
83 board, sit for the examination.

84 4. A person may apply for a limited license to work only in a funeral  
85 establishment licensed for cremation. A person holding a limited funeral director  
86 license may perform duties related to cremation. To qualify for a limited funeral  
87 director license, an applicant shall be eighteen years of age or older and shall make  
88 application with the board, pay applicable fees, and successfully complete the Missouri  
89 law examination. Completion of a qualifying funeral director apprentice program shall  
90 not be required to obtain a limited funeral director license.

91 5. The board shall, at its discretion and upon written request, waive individual  
92 funeral director licensure requirements for up to six months if there is an absence of a  
93 funeral director in charge due to the death or disability of the licensed funeral director  
94 and there is no other licensed funeral director available to discharge the director's  
95 duties. A waiver under this subsection shall allow the spouse, next of kin, personal  
96 representative, or conservator of the absent director to conduct business until a licensed  
97 funeral director can be obtained or business arrangements are made to close or sell the

98 establishment. The waiver shall not allow for any services to be provided for which  
99 formal funeral service education is required.

100 6. As used in this section, the following terms mean:

101 (1) "Personal supervision", supervision in which the licensed funeral director  
102 shall be physically present during any arrangement conferences and present for the first  
103 five funeral services conducted by the apprentice. The supervising licensed funeral  
104 director shall not be required to be present when the apprentice performs any other  
105 functions relating to the practice of funeral directing but shall be available within one  
106 hour for consultation;

107 (2) "Qualifying funeral director apprentice program", a program that meets the  
108 minimum hour requirements for funeral directing tasks as set by the board and in  
109 which the supervising funeral director has attested that the apprentice has obtained the  
110 minimal required skills to practice funeral directing.

337.600. As used in sections 337.600 to 337.689, the following terms mean:

2 (1) "Advanced macro social worker", the applications of social work theory,  
3 knowledge, methods, principles, values, and ethics; and the professional use of self to  
4 community and organizational systems, systemic and macrocosm issues, and other indirect  
5 nonclinical services; specialized knowledge and advanced practice skills in case management,  
6 information and referral, nonclinical assessments, counseling, outcome evaluation, mediation,  
7 nonclinical supervision, nonclinical consultation, expert testimony, education, outcome  
8 evaluation, research, advocacy, social planning and policy development, community  
9 organization, and the development, implementation and administration of policies,  
10 programs, and activities. A licensed advanced macro social worker may not treat mental  
11 or emotional disorders or provide psychotherapy without the direct supervision of a licensed  
12 clinical social worker, or diagnose a mental disorder;

13 (2) "Clinical social work", the application of social work theory, knowledge, values,  
14 methods, principles, and techniques of case work, group work, client-centered advocacy,  
15 community organization, administration, planning, evaluation, consultation, research,  
16 psychotherapy and counseling methods and techniques to persons, families and groups in  
17 assessment, diagnosis, treatment, prevention and amelioration of mental and emotional  
18 conditions;

19 (3) "Committee", the state committee for social workers established in section  
20 337.622;

21 (4) "Department", the Missouri department of commerce and insurance;

22 (5) "Director", the director of the division of professional registration;

23 (6) "Division", the division of professional registration;

24 (7) "Independent practice", any practice of social workers outside of an organized  
25 setting such as a social, medical, or governmental agency in which a social worker assumes  
26 responsibility and accountability for services required;

27 (8) "Licensed advanced macro social worker", any person who offers to render  
28 services to individuals, groups, families, couples, organizations, institutions, communities,  
29 government agencies, corporations, or the general public for a fee, monetary or otherwise,  
30 implying that the person is trained, experienced, and licensed as an advanced macro social  
31 worker, and who holds a current valid license to practice as an advanced macro social worker;

32 (9) "Licensed baccalaureate social worker", any person who offers to render services  
33 to individuals, groups, organizations, institutions, corporations, government agencies, or the  
34 general public for a fee, monetary or otherwise, implying that the person is trained,  
35 experienced, and licensed as a baccalaureate social worker, and who holds a current valid  
36 license to practice as a baccalaureate social worker;

37 (10) "Licensed clinical social worker", any person who offers to render services to  
38 individuals, groups, organizations, institutions, corporations, government agencies, or the  
39 general public for a fee, monetary or otherwise, implying that the person is trained,  
40 experienced, and licensed as a clinical social worker, and who holds a current, valid license to  
41 practice as a clinical social worker;

42 (11) "Licensed master social worker", any person who offers to render services to  
43 individuals, groups, families, couples, organizations, institutions, communities, government  
44 agencies, corporations, or the general public for a fee, monetary or otherwise, implying that  
45 the person is trained, experienced, and licensed as a master social worker, and who holds a  
46 current valid license to practice as a master social worker. A licensed master social worker  
47 may not treat mental or emotional disorders, provide psychotherapy without the direct  
48 supervision of a licensed clinical social worker, or diagnose a mental disorder;

49 (12) "Master social work", the application of social work theory, knowledge,  
50 methods, and ethics and the professional use of self to restore or enhance social, psychosocial,  
51 or biopsychosocial functioning of individuals, couples, families, groups, organizations,  
52 communities, institutions, government agencies, or corporations. The practice includes the  
53 applications of specialized knowledge and advanced practice skills in the areas of assessment,  
54 treatment planning, implementation and evaluation, case management, mediation,  
55 information and referral, counseling, client education, supervision, consultation, education,  
56 research, advocacy, community organization and development, planning, evaluation,  
57 implementation and administration of policies, programs, and activities. Under supervision  
58 as provided in this section, the practice of master social work may include the practices  
59 reserved to clinical social workers or advanced macro social workers for no more than forty-

60 eight consecutive calendar months for the purpose of obtaining licensure under section  
61 337.615 or 337.645;

62 (13) "Practice of advanced macro social work", rendering, offering to render, or  
63 supervising those who render to individuals, couples, families, groups, organizations,  
64 institutions, corporations, government agencies, communities, or the general public any  
65 service involving the application of methods, principles, and techniques of advanced practice  
66 macro social work;

67 (14) "Practice of baccalaureate social work", rendering, offering to render, or  
68 supervising those who render to individuals, families, groups, organizations, institutions,  
69 corporations, or the general public any service involving the application of methods,  
70 principles, and techniques of baccalaureate social work;

71 (15) "Practice of clinical social work", rendering, offering to render, or supervising  
72 those who render to individuals, couples, groups, organizations, institutions, corporations, or  
73 the general public any service involving the application of methods, principles, and  
74 techniques of clinical social work;

75 (16) "Practice of master social work", rendering, offering to render, or supervising  
76 those who render to individuals, couples, families, groups, organizations, institutions,  
77 corporations, government agencies, communities, or the general public any service involving  
78 the application of methods, principles, and techniques of master social work;

79 (17) "Qualified advanced macro supervisor", any licensed social worker who meets  
80 the qualifications of a qualified clinical supervisor or a licensed advanced macro social  
81 worker who has:

82 (a) Practiced in the field of social work as a licensed social worker for which he or  
83 she is supervising the applicant for a minimum of five years;

84 (b) Successfully completed a minimum of sixteen hours of supervisory training from  
85 the Association of Social Work Boards, the National Association of Social Workers, an  
86 accredited university, or a program approved by the state committee for social workers. All  
87 organizations providing the supervisory training shall adhere to the basic content and quality  
88 standards outlined by the state committee on social work; and

89 (c) Met all the requirements of sections 337.600 to 337.689, and as defined by rule by  
90 the state committee for social workers;

91 (18) "Qualified baccalaureate supervisor", any licensed social worker who meets the  
92 qualifications of a qualified clinical supervisor, qualified master supervisor, qualified  
93 advanced macro supervisor, or a licensed baccalaureate social worker who has:

94 (a) Practiced in the field of social work as a licensed social worker for which he or  
95 she is supervising the applicant for a minimum of five years;

96 (b) Successfully completed a minimum of sixteen hours of supervisory training from  
97 the Association of Social Work Boards, the National Association of Social Workers, an  
98 accredited university, or a program approved by the state committee for social workers. All  
99 organizations providing the supervisory training shall adhere to the basic content and quality  
100 standards outlined by the state committee on social workers; and

101 (c) Met all the requirements of sections 337.600 to 337.689, and as defined by rule by  
102 the state committee for social workers;

103 (19) "Qualified clinical supervisor", any licensed clinical social worker who has:

104 (a) Practiced in the field of social work as a licensed social worker for which he or  
105 she is supervising the applicant for a minimum of five years;

106 (b) Successfully completed a minimum of sixteen hours of supervisory training from  
107 the Association of Social Work Boards, the National Association of Social Workers, an  
108 accredited university, or a program approved by the state committee for social workers. All  
109 organizations providing the supervisory training shall adhere to the basic content and quality  
110 standards outlined by the state committee on social work; and

111 (c) Met all the requirements of sections 337.600 to 337.689, and as defined by rule by  
112 the state committee for social workers;

113 (20) "Social worker", any individual that has:

114 (a) Received a baccalaureate ~~[or master's]~~ degree in social work from an accredited  
115 social work program approved by the ~~[council on social work education]~~ **Council on Social**  
116 **Work Education;**

117 (b) **Received a master's degree in social work from a social work program:**

118 **a. Accredited by the Council on Social Work Education; or**

119 **b. Recognized and approved by the committee in accordance with rules adopted**  
120 **by the committee under section 337.627 and in accordance with the procedure set forth**  
121 **in section 337.628;**

122 (c) Received a doctorate or Ph.D. in social work; or

123 ~~[(e)]~~ (d) A current social worker license as set forth in sections 337.600 to 337.689.  
337.604. 1. No person shall hold himself or herself out to be a social worker unless

2 such person has:

3 (1) Received a baccalaureate ~~[or master's]~~ degree in social work from an accredited  
4 social work program approved by the ~~[council on social work education]~~ **Council on Social**  
5 **Work Education;**

6 (2) **Received a master's degree in social work from a social work program:**

7 (a) **Accredited by the Council on Social Work Education; or**

8           **(b) Recognized and approved by the committee in accordance with rules**  
9           **adopted by the committee under section 337.627 and in accordance with the procedure**  
10          **set forth in section 337.628;**

11           **(3)** Received a doctorate or Ph.D. in social work; or

12           ~~[(3)]~~ **(4)** A current social worker license as set forth in sections 337.600 to 337.689.

13           2. No government entities, public or private agencies or organizations in the state  
14 shall use the title "social worker" or any form of the title, including but not limited to the  
15 abbreviations "SW", "BSW", "MSW", "DSW", "LBSW", "LBSW-IP", "LMSW", "PLCSW",  
16 "LCSW", "CSW", "LAMSW", and "AMSW", for volunteer or employment positions or  
17 within contracts for services, documents, manuals, or reference material effective January 1,  
18 2004, unless the volunteers or employees in those positions meet the criteria set forth in this  
19 chapter.

337.615. 1. As used in this section, the following terms mean:

2           (1) "License", a license, certificate, registration, permit, accreditation, or military  
3 occupational specialty that enables a person to legally practice an occupation or profession in  
4 a particular jurisdiction;

5           (2) "Military", the Armed Forces of the United States, including the Air Force, Army,  
6 Coast Guard, Marine Corps, Navy, Space Force, National Guard, and any other military  
7 branch that is designated by Congress as part of the Armed Forces of the United States, and  
8 all reserve components and auxiliaries. The term "military" also includes the military  
9 reserves and militia of any United States territory or state;

10           (3) "Nonresident military spouse", a nonresident spouse of an active-duty member of  
11 the Armed Forces of the United States who has been transferred or is scheduled to be  
12 transferred to the state of Missouri, or who has been transferred or is scheduled to be  
13 transferred to an adjacent state and is or will be domiciled in the state of Missouri, or has  
14 moved to the state of Missouri on a permanent change-of-station basis;

15           (4) "Oversight body", any board, department, agency, or office of a jurisdiction that  
16 issues licenses;

17           (5) "Resident military spouse", a spouse of an active-duty member of the Armed  
18 Forces of the United States who has been transferred or is scheduled to be transferred to the  
19 state of Missouri or an adjacent state and who is a permanent resident of the state of Missouri,  
20 who is domiciled in the state of Missouri, or who has Missouri as his or her home of record.

21           2. Each applicant for licensure as a clinical social worker shall furnish evidence to the  
22 committee that:

23           (1) The applicant has:

24           **(a)** A master's degree from a college or university program of social work:

25           a. Accredited by the ~~[council of social work education]~~ **Council on Social Work**  
26 **Education; or**

27           b. **Recognized and approved by the committee in accordance with rules adopted**  
28 **by the committee under section 337.627 and in accordance with the procedure set forth**  
29 **in section 337.628; or**

30           **(b)** A doctorate degree from a school of social work acceptable to the committee;

31           (2) The applicant has completed at least three thousand hours of supervised clinical  
32 experience with a qualified clinical supervisor, as defined in section 337.600, in no less than  
33 twenty-four months and no more than forty-eight consecutive calendar months. For any  
34 applicant who has successfully completed at least four thousand hours of supervised clinical  
35 experience with a qualified clinical supervisor, as defined in section 337.600, within the same  
36 time frame prescribed in this subsection, the applicant shall be eligible for application of  
37 licensure at three thousand hours and shall be furnished a certificate by the state committee  
38 for social workers acknowledging the completion of said additional hours;

39           (3) The applicant has achieved a passing score, as defined by the committee, on an  
40 examination approved by the committee. The eligibility requirements for such examination  
41 shall be promulgated by rule of the committee; and

42           (4) The applicant is at least eighteen years of age, is a United States citizen or has  
43 status as a legal resident alien, and has not been finally adjudicated and found guilty, or  
44 entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any  
45 state, of the United States, or of any country, for any offense directly related to the duties and  
46 responsibilities of the occupation, as set forth in section 324.012, regardless of whether or not  
47 sentence has been imposed.

48           3. (1) Any person who holds a valid current clinical social work license issued by  
49 another state, a branch or unit of the military, a territory of the United States, or the District of  
50 Columbia, and who has been licensed for at least one year in such other jurisdiction, may  
51 submit to the committee an application for a clinical social work license in Missouri along  
52 with proof of current licensure and proof of licensure for at least one year in the other  
53 jurisdiction.

54           (2) The committee shall:

55           (a) Within six months of receiving an application described in subdivision (1) of this  
56 subsection, waive any examination, educational, or experience requirements for licensure in  
57 this state for the applicant if it determines that there were minimum education requirements  
58 and, if applicable, work experience and clinical supervision requirements in effect and the  
59 other jurisdiction verifies that the person met those requirements in order to be licensed or  
60 certified in that jurisdiction. The committee may require an applicant to take and pass an  
61 examination specific to the laws of this state; or

62 (b) Within thirty days of receiving an application described in subdivision (1) of this  
63 subsection from a nonresident military spouse or a resident military spouse, waive any  
64 examination, educational, or experience requirements for licensure in this state for the  
65 applicant and issue such applicant a license under this subsection if such applicant otherwise  
66 meets the requirements of this subsection.

67 (3) (a) The committee shall not waive any examination, educational, or experience  
68 requirements for any applicant who has had his or her license revoked by an oversight body  
69 outside the state; who is currently under investigation, who has a complaint pending, or who  
70 is currently under disciplinary action, except as provided in paragraph (b) of this subdivision,  
71 with an oversight body outside the state; who does not hold a license in good standing with an  
72 oversight body outside the state; who has a criminal record that would disqualify him or her  
73 for licensure in Missouri; or who does not hold a valid current license in the other jurisdiction  
74 on the date the committee receives his or her application under this subsection ~~[and section]~~.

75 (b) If another jurisdiction has taken disciplinary action against an applicant, the  
76 committee shall determine if the cause for the action was corrected and the matter resolved.  
77 If the matter has not been resolved by that jurisdiction, the committee may deny a license  
78 until the matter is resolved.

79 (4) Nothing in this subsection shall prohibit the committee from denying a license to  
80 an applicant under this subsection for any reason described in section 337.630.

81 (5) Any person who is licensed under the provisions of this subsection shall be  
82 subject to the committee's jurisdiction and all rules and regulations pertaining to the practice  
83 as a licensed clinical social worker in this state.

84 (6) This subsection shall not be construed to waive any requirement for an applicant  
85 to pay any fees.

86 4. The committee shall issue a license to each person who files an application and fee  
87 as required by the provisions of sections 337.600 to 337.689 and who furnishes evidence  
88 satisfactory to the committee that the applicant has complied with the provisions of  
89 subdivisions (1) to (4) of subsection 2 of this section.

337.627. 1. The committee shall promulgate rules and regulations pertaining to:

2 (1) The form and content of license applications required by the provisions of  
3 sections 337.600 to 337.689 and section 324.009 and the procedures for filing an application  
4 for an initial or renewal license in this state;

5 (2) Fees required by the provisions of sections 337.600 to 337.689 and section  
6 324.009;

7 (3) The characteristics of supervised clinical experience, supervised master  
8 experience, supervised advanced macro experience, and supervised baccalaureate experience;

9 (4) The standards and methods to be used in assessing competency as a licensed  
10 clinical social worker, licensed master social worker, licensed advanced macro social worker,  
11 and licensed baccalaureate social worker, including the requirement for continuing education  
12 hours;

13 (5) Establishment and promulgation of procedures for investigating, hearing and  
14 determining grievances and violations occurring pursuant to the provisions of sections  
15 337.600 to 337.689;

16 (6) Development of an appeal procedure for the review of decisions and rules of  
17 administrative agencies existing pursuant to the constitution or laws of this state;

18 (7) Establishment of a policy and procedure for reciprocity with states which do not  
19 have clinical, master, advanced macro, or baccalaureate social worker licensing laws and  
20 states whose licensing laws are not substantially similar to those of this state; ~~and~~

21 **(8) Establishment of a policy and procedure for reviewing social work degree**  
22 **programs offering a master's degree in social work that have achieved candidacy or**  
23 **precandidacy status in the accreditation process established by the Council on Social**  
24 **Work Education to determine whether to recognize and approve such programs for**  
25 **licensure purposes; and**

26 **(9) Any other policies or procedures necessary to the fulfillment of the requirements**  
27 **of sections 337.600 to 337.689.**

28 2. Any rule or portion of a rule, as that term is defined in section 536.010, that is  
29 created under the authority delegated in this section shall become effective only if it complies  
30 with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028.  
31 This section and chapter 536 are nonseverable and if any of the powers vested with the  
32 general assembly pursuant to chapter 536 to review, to delay the effective date, or to  
33 disapprove and annul a rule are subsequently held unconstitutional, then the grant of  
34 rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid  
35 and void.

**337.628. A social work degree program offering a master's degree in social work**  
2 **that has achieved candidacy or precandidacy status in the accreditation process**  
3 **established by the Council on Social Work Education shall not receive automatic**  
4 **recognition and approval by the committee due to that status under the rules adopted**  
5 **under section 337.627. Only such programs may apply to the committee for recognition**  
6 **and approval, and the committee shall review each application on an individualized**  
7 **basis to determine whether the program qualifies for recognition and approval.**

337.644. 1. As used in this section, the following terms mean:

2 (1) "License", a license, certificate, registration, permit, accreditation, or military  
3 occupational specialty that enables a person to legally practice an occupation or profession in  
4 a particular jurisdiction;

5 (2) "Military", the Armed Forces of the United States, including the Air Force, Army,  
6 Coast Guard, Marine Corps, Navy, Space Force, National Guard, and any other military  
7 branch that is designated by Congress as part of the Armed Forces of the United States, and  
8 all reserve components and auxiliaries. The term "military" also includes the military  
9 reserves and militia of any United States territory or state;

10 (3) "Nonresident military spouse", a nonresident spouse of an active-duty member of  
11 the Armed Forces of the United States who has been transferred or is scheduled to be  
12 transferred to the state of Missouri, or who has been transferred or is scheduled to be  
13 transferred to an adjacent state and is or will be domiciled in the state of Missouri, or has  
14 moved to the state of Missouri on a permanent change-of-station basis;

15 (4) "Oversight body", any board, department, agency, or office of a jurisdiction that  
16 issues licenses;

17 (5) "Resident military spouse", a spouse of an active-duty member of the Armed  
18 Forces of the United States who has been transferred or is scheduled to be transferred to the  
19 state of Missouri or an adjacent state and who is a permanent resident of the state of Missouri,  
20 who is domiciled in the state of Missouri, or who has Missouri as his or her home of record.

21 2. Each applicant for licensure as a master social worker shall furnish evidence to the  
22 committee that:

23 (1) The applicant has:

24 (a) A master's **degree in social work from a social work degree program:**

25 **a. Accredited by the Council on Social Work Education; or**

26 **b. Recognized and approved by the committee in accordance with rules adopted**  
27 **by the committee under section 337.627 and in accordance with the procedure set forth**  
28 **in section 337.628; or**

29 **(b) A doctorate degree in social work from an accredited social work degree program**  
30 **approved by the ~~[council of social work education]~~ Council on Social Work Education;**

31 (2) The applicant has achieved a passing score, as defined by the committee, on an  
32 examination approved by the committee. The eligibility requirements for such examination  
33 shall be determined by the state committee for social workers;

34 (3) The applicant is at least eighteen years of age, is a United States citizen or has  
35 status as a legal resident alien, and has not been finally adjudicated and found guilty, or  
36 entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any  
37 state, of the United States, or of any country, for any offense directly related to the duties and

38 responsibilities of the occupation, as set forth in section 324.012, regardless of whether or not  
39 sentence is imposed;

40 (4) The applicant has submitted a written application on forms prescribed by the state  
41 board; and

42 (5) The applicant has submitted the required licensing fee, as determined by the  
43 committee.

44 3. Any applicant who answers in the affirmative to any question on the application  
45 that relates to possible grounds for denial of licensure under section 337.630 shall submit a  
46 sworn affidavit setting forth in detail the facts which explain such answer and copies of  
47 appropriate documents related to such answer.

48 4. The committee shall issue a license to each person who files an application and fee  
49 as required by the provisions of sections 337.600 to 337.689 and who furnishes evidence  
50 satisfactory to the committee that the applicant has complied with the provisions of  
51 subsection 2 of this section. The license shall refer to the individual as a licensed master  
52 social worker and shall recognize that individual's right to practice licensed master social  
53 work as defined in section 337.600.

54 5. (1) Any person who holds a valid current master social work license issued by  
55 another state, a branch or unit of the military, a territory of the United States, or the District of  
56 Columbia, and who has been licensed for at least one year in such other jurisdiction, may  
57 submit to the committee an application for a master social work license in Missouri along  
58 with proof of current licensure and proof of licensure for at least one year in the other  
59 jurisdiction.

60 (2) The committee shall:

61 (a) Within six months of receiving an application described in subdivision (1) of this  
62 subsection, waive any examination, educational, or experience requirements for licensure in  
63 this state for the applicant if it determines that there were minimum education requirements  
64 and, if applicable, work experience and clinical supervision requirements in effect and the  
65 other jurisdiction verifies that the person met those requirements in order to be licensed or  
66 certified in that jurisdiction. The committee may require an applicant to take and pass an  
67 examination specific to the laws of this state; or

68 (b) Within thirty days of receiving an application described in subdivision (1) of this  
69 subsection from a nonresident military spouse or a resident military spouse, waive any  
70 examination, educational, or experience requirements for licensure in this state for the  
71 applicant and issue such applicant a license under this subsection if such applicant otherwise  
72 meets the requirements of this subsection.

73 (3) (a) The committee shall not waive any examination, educational, or experience  
74 requirements for any applicant who has had his or her license revoked by an oversight body

75 outside the state; who is currently under investigation, who has a complaint pending, or who  
76 is currently under disciplinary action, except as provided in paragraph (b) of this subdivision,  
77 with an oversight body outside the state; who does not hold a license in good standing with an  
78 oversight body outside the state; who has a criminal record that would disqualify him or her  
79 for licensure in Missouri; or who does not hold a valid current license in the other jurisdiction  
80 on the date the committee receives his or her application under this ~~[section]~~ **subsection**.

81 (b) If another jurisdiction has taken disciplinary action against an applicant, the  
82 committee shall determine if the cause for the action was corrected and the matter resolved.  
83 If the matter has not been resolved by that jurisdiction, the committee may deny a license  
84 until the matter is resolved.

85 (4) Nothing in this subsection shall prohibit the committee from denying a license to  
86 an applicant under this subsection for any reason described in section 337.630.

87 (5) Any person who is licensed under the provisions of this subsection shall be  
88 subject to the committee's jurisdiction and all rules and regulations pertaining to the practice  
89 as a licensed master social worker in this state.

90 (6) This subsection shall not be construed to waive any requirement for an applicant  
91 to pay any fees.

337.645. 1. Each applicant for licensure as an advanced macro social worker shall  
2 furnish evidence to the committee that:

3 (1) The applicant has:

4 (a) A master's degree from a college or university program of social work:

5 a. Accredited by the ~~[council of social work education]~~ **Council on Social Work**  
6 **Education; or**

7 b. **Recognized and approved by the committee in accordance with rules adopted**  
8 **by the committee under section 337.627 and in accordance with the procedure set forth**  
9 **in section 337.628; or**

10 (b) A doctorate degree from a school of social work acceptable to the committee;

11 (2) The applicant has completed at least three thousand hours of supervised advanced  
12 macro experience with a qualified advanced macro supervisor as defined in section 337.600  
13 in no less than twenty-four months and no more than forty-eight consecutive calendar months.  
14 For any applicant who has successfully completed at least four thousand hours of supervised  
15 advanced macro experience with a qualified advanced macro supervisor, as defined in section  
16 337.600, within the same time frame prescribed in this subsection, the applicant shall be  
17 eligible for application of licensure at three thousand hours and shall be furnished a certificate  
18 by the state committee for social workers acknowledging the completion of said additional  
19 hours;

20 (3) The applicant has achieved a passing score, as defined by the committee, on an  
21 examination approved by the committee. The eligibility requirements for such examination  
22 shall be promulgated by rule of the committee;

23 (4) The applicant is at least eighteen years of age, is a United States citizen or has  
24 status as a legal resident alien, and has not been finally adjudicated and found guilty, or  
25 entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any  
26 state, of the United States, or of any country, for any offense directly related to the duties and  
27 responsibilities of the occupation, as set forth in section 324.012, regardless of whether or not  
28 sentence is imposed.

29 2. Any person holding a current license, certificate of registration, or permit from  
30 another state or territory of the United States or the District of Columbia to practice advanced  
31 macro social work who has had no disciplinary action taken against the license, certificate of  
32 registration, or permit for the preceding five years may be granted a license to practice  
33 advanced macro social work in this state if the person meets one of the following criteria:

34 (1) Has:

35 (a) Received:

36 a. A master's **degree in social work from a social work program:**

37 (i) **Accredited by the Council on Social Work Education; or**

38 (ii) **Recognized and approved by the committee in accordance with rules**  
39 **adopted by the committee under section 337.627 and in accordance with the procedure**  
40 **set forth in section 337.628; or**

41 b. A doctoral degree from a college or university program of social work accredited  
42 by the ~~[council of social work education]~~ **Council on Social Work Education; and [has]**

43 (b) Been licensed to practice advanced macro social work for the preceding five  
44 years; or

45 (2) Is currently licensed or certified as an advanced macro social worker in another  
46 state, territory of the United States, or the District of Columbia having substantially the same  
47 requirements as this state for advanced macro social workers.

48 3. The committee shall issue a license to each person who files an application and fee  
49 as required by the provisions of sections 337.600 to 337.689 and who furnishes evidence  
50 satisfactory to the committee that the applicant has complied with the provisions of  
51 subdivisions (1) to (4) of subsection 1 of this section or with the provisions of subsection 2 of  
52 this section.

✓