

FIRST REGULAR SESSION

[PERFECTED]

HOUSE BILL NO. 478

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE OEHLERKING.

1509H.01P

JOSEPH ENGLER, Chief Clerk

AN ACT

To repeal sections 324.001, 324.009, 324.010, 333.041, 333.042, 337.600, 337.604, 337.615, 337.627, 337.644, 337.645, 337.647, 338.010, 338.710, 339.845, and 345.050, RSMo, and to enact in lieu thereof nineteen new sections relating to professional licensing.

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

Section A. Sections 324.001, 324.009, 324.010, 333.041, 333.042, 337.600, 337.604, 337.615, 337.627, 337.644, 337.645, 337.647, 338.010, 338.710, 339.845, and 345.050, RSMo, are repealed and nineteen new sections enacted in lieu thereof, to be known as sections 324.001, 324.004, 324.009, 324.263, 331.084, 333.041, 333.042, 337.600, 337.604, 337.615, 337.627, 337.628, 337.644, 337.645, 337.647, 338.010, 338.710, 345.050, and 361.1200, to read as follows:

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

(1) "Department", the department of commerce and insurance;

(2) "Director", the director of the division of professional registration; and

(3) "Division", the division of professional registration.

2. There is hereby established a "Division of Professional Registration" assigned to the department of commerce and insurance as a type III transfer, headed by a director appointed by the governor with the advice and consent of the senate. All of the general provisions, definitions and powers enumerated in section 1 of the Omnibus State Reorganization Act of 1974 and Executive Order 06-04 shall apply to this department and its divisions, agencies, and personnel.

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.

11 3. The director of the division of professional registration shall promulgate rules and
12 regulations which designate for each board or commission assigned to the division the
13 renewal date for licenses or certificates. After the initial establishment of renewal dates, no
14 director of the division shall promulgate a rule or regulation which would change the renewal
15 date for licenses or certificates if such change in renewal date would occur prior to the date on
16 which the renewal date in effect at the time such new renewal date is specified next occurs.
17 Each board or commission shall by rule or regulation establish licensing periods of one, two,
18 or three years. Registration fees set by a board or commission shall be effective for the entire
19 licensing period involved, and shall not be increased during any current licensing period.
20 Persons who are required to pay their first registration fees shall be allowed to pay the pro rata
21 share of such fees for the remainder of the period remaining at the time the fees are paid.
22 Each board or commission shall provide the necessary forms for initial registration, and
23 thereafter the director may prescribe standard forms for renewal of licenses and certificates.
24 Each board or commission shall by rule and regulation require each applicant to provide the
25 information which is required to keep the board's records current. Each board or commission
26 shall have the authority to collect and analyze information required to support workforce
27 planning and policy development. Such information shall not be publicly disclosed so as to
28 identify a specific health care provider, as defined in section 376.1350. Each board or
29 commission shall issue the original license or certificate.

30 4. The division shall provide clerical and other staff services relating to the issuance
31 and renewal of licenses for all the professional licensing and regulating boards and
32 commissions assigned to the division. The division shall perform the financial management
33 and clerical functions as they each relate to issuance and renewal of licenses and certificates.
34 "Issuance and renewal of licenses and certificates" means the ministerial function of
35 preparing and delivering licenses or certificates, and obtaining material and information for
36 the board or commission in connection with the renewal thereof to include verifying if the
37 applicant has submitted all required documentation and that the documentation is legible. It
38 does not include any discretionary authority with regard to the original review of an
39 applicant's qualifications for licensure or certification, or the subsequent review of licensee's
40 or certificate holder's qualifications, or any disciplinary action contemplated against the
41 licensee or certificate holder. The division may develop and implement microfilming systems
42 and automated or manual management information systems.

43 5. The director of the division shall maintain a system of accounting and budgeting, in
44 cooperation with the director of the department, the office of administration, and the state
45 auditor's office, to ensure proper charges are made to the various boards for services rendered
46 to them. The general assembly shall appropriate to the division and other state agencies from

47 each board's funds moneys sufficient to reimburse the division and other state agencies for all
48 services rendered and all facilities and supplies furnished to that board.

49 6. For accounting purposes, the appropriation to the division and to the office of
50 administration for the payment of rent for quarters provided for the division shall be made
51 from the "Professional Registration Fees Fund", which is hereby created, and is to be used
52 solely for the purpose defined in subsection 5 of this section. The fund shall consist of
53 moneys deposited into it from each board's fund. Each board shall contribute a prorated
54 amount necessary to fund the division for services rendered and rent based upon the system of
55 accounting and budgeting established by the director of the division as provided in subsection
56 5 of this section. Transfers of funds to the professional registration fees fund shall be made by
57 each board on July first of each year; provided, however, that the director of the division may
58 establish an alternative date or dates of transfers at the request of any board. Such transfers
59 shall be made until they equal the prorated amount for services rendered and rent by the
60 division. The provisions of section 33.080 to the contrary notwithstanding, money in this
61 fund shall not be transferred and placed to the credit of general revenue.

62 7. The director of the division shall be responsible for collecting and accounting for
63 all moneys received by the division or its component agencies. Any money received by a
64 board or commission shall be promptly given, identified by type and source, to the director.
65 The director shall keep a record by board and state accounting system classification of the
66 amount of revenue the director receives. The director shall promptly transmit all receipts to
67 the department of revenue for deposit in the state treasury to the credit of the appropriate
68 fund. The director shall provide each board with all relevant financial information in a timely
69 fashion. Each board shall cooperate with the director by providing necessary information.

70 8. All educational transcripts, test scores, complaints, investigatory reports, and
71 information pertaining to any person who is an applicant or licensee of any agency assigned
72 to the division of professional registration by statute or by the department are confidential and
73 may not be disclosed to the public or any member of the public, except with the written
74 consent of the person whose records are involved. The agency which possesses the records or
75 information shall disclose the records or information if the person whose records or
76 information is involved has consented to the disclosure. Each agency is entitled to the
77 attorney-client privilege and work-product privilege to the same extent as any other person.
78 Provided, however, that any board may disclose confidential information without the consent
79 of the person involved in the course of voluntary interstate exchange of information, or in the
80 course of any litigation concerning that person, or pursuant to a lawful request, or to other
81 administrative or law enforcement agencies acting within the scope of their statutory
82 authority. Information regarding identity, including names and addresses, registration, and
83 currency of the license of the persons possessing licenses to engage in a professional

84 occupation and the names and addresses of applicants for such licenses is not confidential
85 information.

86 9. Any deliberations conducted and votes taken in rendering a final decision after a
87 hearing before an agency assigned to the division shall be closed to the parties and the public.
88 Once a final decision is rendered, that decision shall be made available to the parties and the
89 public.

90 10. A compelling governmental interest shall be deemed to exist for the purposes of
91 section 536.025 for licensure fees to be reduced by emergency rule, if the projected fund
92 balance of any agency assigned to the division of professional registration is reasonably
93 expected to exceed an amount that would require transfer from that fund to general revenue.

94 11. (1) The following boards and commissions are assigned by specific type transfers
95 to the division of professional registration: Missouri state board of accountancy, chapter 326;
96 board of cosmetology and barber examiners, chapters 328 and 329; Missouri board for
97 architects, professional engineers, professional land surveyors and landscape architects,
98 chapter 327; Missouri state board of chiropractic examiners, chapter 331; state board of
99 registration for the healing arts, chapter 334; Missouri dental board, chapter 332; state board
100 of embalmers and funeral directors, chapter 333; state board of optometry, chapter 336;
101 Missouri state board of nursing, chapter 335; board of pharmacy, chapter 338; state board of
102 podiatric medicine, chapter 330; Missouri real estate appraisers commission, chapter 339; and
103 Missouri veterinary medical board, chapter 340. The governor shall appoint members of
104 these boards by and with the advice and consent of the senate.

105 (2) The boards and commissions assigned to the division shall exercise all their
106 respective statutory duties and powers, except those clerical and other staff services involving
107 collecting and accounting for moneys and financial management relating to the issuance and
108 renewal of licenses, which services shall be provided by the division, within the appropriation
109 therefor. Nothing herein shall prohibit employment of professional examining or testing
110 services from professional associations or others as required by the boards or commissions on
111 contract. Nothing herein shall be construed to affect the power of a board or commission to
112 expend its funds as appropriated. However, the division shall review the expense vouchers of
113 each board. The results of such review shall be submitted to the board reviewed and to the
114 house and senate appropriations committees annually.

115 (3) Notwithstanding any other provisions of law, the director of the division shall
116 exercise only those management functions of the boards and commissions specifically
117 provided in the Reorganization Act of 1974, and those relating to the allocation and
118 assignment of space, personnel other than board personnel, and equipment.

119 (4) "Board personnel", as used in this section or chapters 317, 326, 327, 328, 329,
120 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, and 345, shall mean personnel whose

functions and responsibilities are in areas not related to the clerical duties involving the issuance and renewal of licenses, to the collecting and accounting for moneys, or to financial management relating to issuance and renewal of licenses; specifically included are executive secretaries (or comparable positions), consultants, inspectors, investigators, counsel, and secretarial support staff for these positions; and such other positions as are established and authorized by statute for a particular board or commission. Boards and commissions may employ legal counsel, if authorized by law, and temporary personnel if the board is unable to meet its responsibilities with the employees authorized above. Any board or commission which hires temporary employees shall annually provide the division director and the appropriation committees of the general assembly with a complete list of all persons employed in the previous year, the length of their employment, the amount of their remuneration, and a description of their responsibilities.

(5) Board personnel for each board or commission shall be employed by and serve at the pleasure of the board or commission, shall be supervised as the board or commission designates, and shall have their duties and compensation prescribed by the board or commission, within appropriations for that purpose, except that compensation for board personnel shall not exceed that established for comparable positions as determined by the board or commission pursuant to the job and pay plan of the department of commerce and insurance. Nothing herein shall be construed to permit salaries for any board personnel to be lowered except by board action.

12. All the powers, duties, and functions of the division of athletics, chapter 317, and others, are assigned by type I transfer to the division of professional registration.

13. Wherever the laws, rules, or regulations of this state make reference to the division of professional registration of the department of economic development, such references shall be deemed to refer to the division of professional registration.

14. (1) The state board of nursing, board of pharmacy, Missouri dental board, state committee of psychologists, state board of chiropractic examiners, state board of optometry, Missouri board of occupational therapy, or state board of registration for the healing arts may individually or collectively enter into a contractual agreement with the department of health and senior services, a public institution of higher education, or a nonprofit entity for the purpose of collecting and analyzing workforce data from its licensees, registrants, or permit holders for future workforce planning and to assess the accessibility and availability of qualified health care services and practitioners in Missouri. The boards shall work collaboratively with other state governmental entities to ensure coordination and avoid duplication of efforts.

(2) The boards may expend appropriated funds necessary for operational expenses of the program formed under this subsection. Each board is authorized to accept grants to fund

158 the collection or analysis authorized in this subsection. Any such funds shall be deposited in
159 the respective board's fund.

160 (3) Data collection shall be controlled and approved by the applicable state board
161 conducting or requesting the collection. Notwithstanding the provisions of ~~[sections 324.010~~
162 ~~and]~~ **section 334.001**, the boards may release identifying data to the contractor to facilitate
163 data analysis of the health care workforce including, but not limited to, geographic,
164 demographic, and practice or professional characteristics of licensees. The state board shall
165 not request or be authorized to collect income or other financial earnings data.

166 (4) Data collected under this subsection shall be deemed the property of the state
167 board requesting the data. Data shall be maintained by the state board in accordance with
168 chapter 610, provided that any information deemed closed or confidential under subsection 8
169 of this section or any other provision of state law shall not be disclosed without consent of the
170 applicable licensee or entity or as otherwise authorized by law. Data shall only be released in
171 an aggregate form by geography, profession or professional specialization, or population
172 characteristic in a manner that cannot be used to identify a specific individual or entity. Data
173 suppression standards shall be addressed and established in the contractual agreement.

174 (5) Contractors shall maintain the security and confidentiality of data received or
175 collected under this subsection and shall not use, disclose, or release any data without
176 approval of the applicable state board. The contractual agreement between the applicable
177 state board and contractor shall establish a data release and research review policy to include
178 legal and institutional review board, or agency-equivalent, approval.

179 (6) Each board may promulgate rules subject to the provisions of this subsection and
180 chapter 536 to effectuate and implement the workforce data collection and analysis authorized
181 by this subsection. Any rule or portion of a rule, as that term is defined in section 536.010,
182 that is created under the authority delegated in this section shall become effective only if it
183 complies with and is subject to all of the provisions of chapter 536 and, if applicable, section
184 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with
185 the general assembly under chapter 536 to review, to delay the effective date, or to disapprove
186 and annul a rule are subsequently held unconstitutional, then the grant of rulemaking
187 authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.

**324.004. 1. Any person who has at least three years of work experience in an
2 occupation or profession in another state, the District of Columbia, or any combination
3 of such jurisdictions, and whose work experience involved the practice of an occupation
4 or profession for which a license is not required in the jurisdiction or jurisdictions in
5 which the person worked but is required in this state, may submit an application for a
6 one-time nonrenewable two-year temporary license in this state in the occupation or
7 profession, along with proof of at least three years of work experience in the occupation**

8 or profession and a fee as set by regulation of the oversight body, to the relevant
9 oversight body in this state. The oversight body shall make a determination of
10 qualification within forty-five days of receiving a completed application.

11 2. The oversight body shall require an applicant under this section to take and
12 pass the profession-specific examination required for licensure by those applying
13 pursuant to the provisions of the oversight body's statutory and regulatory authority.
14 An oversight body that administers an examination on the laws of this state as part of its
15 licensing application requirements may require an applicant under this section to take
16 and pass an examination specific to the laws of this state.

17 3. The oversight body shall not issue a one-time nonrenewable temporary license
18 to any applicant described in subsection 1 of this section who has had any license in the
19 relevant occupation or profession revoked by an oversight body outside of this state,
20 who is currently under investigation, who has a complaint pending, or who is currently
21 under disciplinary action.

22 4. Applicants for the one-time nonrenewable temporary license shall be citizens
23 of the United States and shall submit legal proof of citizenship as part of the application.

24 5. If an applicant is not currently residing in this state, the oversight board shall
25 conditionally approve the application contingent upon receipt of proof of domicile in
26 this state within ninety days of the applicant receiving the temporary license. If the
27 applicant fails to provide proof within ninety days of receiving the temporary license,
28 the oversight board may terminate the temporary license and the applicant may reapply
29 for a temporary license.

30 6. The provisions of this section shall not apply to the following:

31 (1) Any occupation whose oversight body has entered into a licensing compact
32 with another state for the regulation of practice under the oversight body's jurisdiction.
33 The provisions of this section shall not be construed to alter the authority granted by, or
34 any requirements promulgated pursuant to, any interjurisdictional or interstate
35 compacts adopted by this state or any reciprocity agreements with other states, and
36 whenever possible the provisions of this section shall be interpreted so as to imply no
37 conflict between it and any compact or any reciprocity agreement with other states;

38 (2) Any occupation set forth in subsection 6 of section 290.257 or any electrical
39 contractor licensed under sections 324.900 to 324.945;

40 (3) Any occupation whose regulators or licensees are required to comply with
41 specific federal statutory, regulatory, and administrative requirements in order to
42 practice in Missouri; or

43 (4) Assistant physicians licensed under chapter 334.

44 **7. The one-time nonrenewable temporary license shall expire after two years.**
45 **Upon expiration, the individual shall be required to apply for a permanent license in**
46 **accordance with the license requirements for the occupation for which he or she held the**
47 **temporary license.**

48 **8. Notwithstanding any other provision of law to the contrary, a license issued**
49 **under this section shall be valid only in this state and shall not make a licensee eligible to**
50 **be part of an interstate compact. An applicant who is licensed in another state pursuant**
51 **to an interstate compact shall not be eligible for licensure by an oversight body under**
52 **the provisions of this section.**

53 **9. Notwithstanding any other provision of law to the contrary, a license issued**
54 **under this section shall be valid only in this state and shall not make a licensee eligible to**
55 **obtain a license by reciprocity in another state.**

56 **10. As used in this section, the term "oversight body" means any board,**
57 **department, agency, or office of a jurisdiction that issues occupational or professional**
58 **licenses.**

59 **11. The division of professional registration may promulgate rules to implement**
60 **the provisions of this section. Any rule or portion of a rule, as that term is defined in**
61 **section 536.010, that is created under the authority delegated in this section shall**
62 **become effective only if it complies with and is subject to all of the provisions of chapter**
63 **536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable**
64 **and if any of the powers vested with the general assembly pursuant to chapter 536 to**
65 **review, to delay the effective date, or to disapprove and annul a rule are subsequently**
66 **held unconstitutional, then the grant of rulemaking authority and any rule proposed or**
67 **adopted after August 28, 2025, shall be invalid and void.**

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

2 (1) "License", a license, certificate, registration, permit, accreditation, or military
3 occupational speciality 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. Such term also includes the military reserves and
9 militia of any United States territory or state;

10 (3) "Missouri law enforcement officer", any person employed by or otherwise
11 serving in a position for the state or a local governmental entity as a police officer, peace
12 officer certified under chapter 590, auxiliary police officer, sheriff, sheriff's deputy,
13 member of the patrol as that term is defined in section 43.010, or in some like position

14 **involving the enforcement of the law and protection of the public interest at the risk of**
15 **that person's life and who is a permanent resident of the state of Missouri or who is**
16 **domiciled in the state of Missouri;**

17 **(4) "Nonresident military or law enforcement spouse"[]:**

18 **(a) A nonresident spouse of an active duty member of the Armed Forces of the**
19 **United States who has been transferred or is scheduled to be transferred to the state of**
20 **Missouri, or who has been transferred or is scheduled to be transferred to an adjacent state**
21 **and is or will be domiciled in the state of Missouri, or has moved to the state of Missouri on a**
22 **permanent change-of-station basis; or**

23 **(b) A nonresident spouse of a person residing outside the state who has accepted**
24 **an offer of employment from the state or a local governmental entity in the state and**
25 **who will become a Missouri law enforcement officer upon the commencement of such**
26 **employment;**

27 ~~[(4)]~~ **(5) "Oversight body", any board, department, agency, or office of a jurisdiction**
28 **that issues licenses;**

29 ~~[(5)]~~ **(6) "Resident military or law enforcement spouse", a spouse of an active duty**
30 **member of the Armed Forces of the United States who has been transferred or is scheduled to**
31 **be transferred to the state of Missouri or an adjacent state and who is a permanent resident of**
32 **the state of Missouri, who is domiciled in the state of Missouri, or who has Missouri as his or**
33 **her home of record or a spouse of a Missouri law enforcement officer.**

34 2. Any person who holds a valid current license issued by another state, a branch or
35 unit of the military, a territory of the United States, or the District of Columbia, and who has
36 been licensed for at least one year in such other jurisdiction, may submit an application for a
37 license in Missouri in the same occupation or profession, and at the same practice level, for
38 which he or she holds the current license, along with proof of current licensure and proof of
39 licensure for at least one year in the other jurisdiction, to the relevant oversight body in this
40 state.

41 3. The oversight body in this state shall:

42 (1) Within six months of receiving an application described in subsection 2 of this
43 section, waive any examination, educational, or experience requirements for licensure in this
44 state for the applicant if it determines that there were minimum education requirements and, if
45 applicable, work experience and clinical supervision requirements in effect and the other state
46 verifies that the person met those requirements in order to be licensed or certified in that state.
47 An oversight body that administers an examination on laws of this state as part of its licensing
48 application requirement may require an applicant to take and pass an examination specific to
49 the laws of this state; or

50 (2) Within thirty days of receiving an application described in subsection 2 of this
51 section from a nonresident military **or law enforcement** spouse or a resident military **or law**
52 **enforcement** spouse, waive any examination, educational, or experience requirements for
53 licensure in this state for the applicant and issue such applicant a license under this section if
54 such applicant otherwise meets the requirements of this section.

55 4. (1) The oversight body shall not waive any examination, educational, or
56 experience requirements for any applicant who has had his or her license revoked by an
57 oversight body outside the state; who is currently under investigation, who has a complaint
58 pending, or who is currently under disciplinary action, except as provided in subdivision (2)
59 of this subsection, with an oversight body outside the state; who does not hold a license in
60 good standing with an oversight body outside the state; who has a criminal record that would
61 disqualify him or her for licensure in Missouri; or who does not hold a valid current license in
62 the other jurisdiction on the date the oversight body receives his or her application under this
63 section.

64 (2) If another jurisdiction has taken disciplinary action against an applicant, the
65 oversight body shall determine if the cause for the action was corrected and the matter
66 resolved. If the matter has not been resolved by that jurisdiction, the oversight body may
67 deny a license until the matter is resolved.

68 5. Nothing in this section shall prohibit the oversight body from denying a license to
69 an applicant under this section for any reason described in any section associated with the
70 occupation or profession for which the applicant seeks a license.

71 6. Any person who is licensed under the provisions of this section shall be subject to
72 the applicable oversight body's jurisdiction and all rules and regulations pertaining to the
73 practice of the licensed occupation or profession in this state.

74 7. This section shall not be construed to waive any requirement for an applicant to
75 pay any fees, post any bonds or surety bonds, or submit proof of insurance associated with the
76 license the applicant seeks.

77 8. This section shall not apply to business, professional, or occupational licenses
78 issued or required by political subdivisions.

79 9. The provisions of this section shall not impede an oversight body's authority to
80 require an applicant to submit fingerprints as part of the application process.

81 10. ~~[The provisions of this section shall not apply to an oversight body that has~~
82 ~~entered into a licensing compact with another state for the regulation of practice under the~~
83 ~~oversight body's jurisdiction.]~~ The provisions of this section shall not be construed to alter
84 the authority granted by, or any requirements promulgated pursuant to, any interjurisdictional
85 or interstate compacts adopted by Missouri statute or any reciprocity agreements with other
86 states in effect ~~[on August 28, 2018]~~, and whenever possible this section shall be interpreted

87 so as to imply no conflict between it and any compact, or any reciprocity agreements with
88 other states in effect ~~[on August 28, 2018]~~.

89 11. Notwithstanding any other provision of law, a license issued under this section
90 shall be valid only in this state and shall not make a licensee eligible to be part of an interstate
91 compact. An applicant who is licensed in another state pursuant to an interstate compact shall
92 not be eligible for licensure by an oversight body under the provisions of this section.

93 12. The provisions of this section shall not apply to any occupation set forth in
94 subsection 6 of section 290.257, or any electrical contractor licensed under sections 324.900
95 to 324.945.

**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**
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 ~~eustody, 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.

 337.647. 1. The committee shall develop a school social work program verification
2 and acknowledgment of completion for individuals who have met the requirements set forth
3 in this section.

4 2. The committee shall issue a document similar to the document described in
5 subsection 2 of section 173.1400 to any individual who:

6 (1) Submits an application to the board;

7 (2) Holds a credential in school social work issued by a nationally recognized
8 credentialing organization in social work, or demonstrates competency in school social work
9 by successful passage of a school social worker exam approved by the committee;

10 (3) Holds a license issued by the committee; and

11 (4) Submits the fee as required by rule of the committee.

12 3. The committee shall promulgate rules and shall charge fees necessary to implement
13 this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is
14 created under the authority delegated in this section shall become effective only if it complies
15 with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028.
16 This section and chapter 536 are nonseverable and if any of the powers vested with the
17 general assembly pursuant to chapter 536 to review, to delay the effective date, or to
18 disapprove and annul a rule are subsequently held unconstitutional, then the grant of
19 rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid
20 and void.

21 4. Notwithstanding any provision of law to the contrary, any school social work
22 program verification and acknowledgment of completion issued by the committee under
23 subsection 2 of this section shall not be deemed a license, certificate, registration or permit for
24 any purpose, and such documents convey no authority to practice social work in Missouri and
25 convey no authority to use any social work title in Missouri. Each school social work

26 program verification and acknowledgment of completion issued by the committee under
27 subsection 2 of this section shall state on its face that it:

- 28 (1) Is not a license, certificate, registration or permit;
- 29 (2) Conveys no authority to practice social work in Missouri; and
- 30 (3) Conveys no authority to use any social work title in Missouri.

31 5. Notwithstanding any provision of law to the contrary, school social work program
32 verification and acknowledgment of completion issued by the committee under subsection 2
33 of this section shall not:

- 34 (1) Expire;
- 35 (2) Be subject to renewal;
- 36 (3) Be subject to denial or discipline under section 337.630; **or**
- 37 ~~(4) [Be subject to suspension under section 324.010; or~~
- 38 ~~(5)] Be subject to any other action to which professional licenses may be subjected.~~

338.010. 1. The "practice of pharmacy" includes:

- 2 (1) The interpretation, implementation, and evaluation of medical prescription orders,
3 including any legend drugs under 21 U.S.C. Section 353, and the receipt, transmission, or
4 handling of such orders or facilitating the dispensing of such orders;
- 5 (2) The designing, initiating, implementing, and monitoring of a medication
6 therapeutic plan in accordance with the provisions of this section;
- 7 (3) The compounding, dispensing, labeling, and administration of drugs and devices
8 pursuant to medical prescription orders;
- 9 (4) The ordering and administration of vaccines approved or authorized by the U.S.
10 Food and Drug Administration, excluding vaccines for cholera, monkeypox, Japanese
11 encephalitis, typhoid, rabies, yellow fever, tick-borne encephalitis, anthrax, tuberculosis,
12 dengue, Hib, polio, rotavirus, smallpox, **chikungunya**, and any vaccine approved after
13 January 1, [2023] **2025**, to persons at least seven years of age or the age recommended by the
14 Centers for Disease Control and Prevention, whichever is older, pursuant to joint
15 promulgation of rules established by the board of pharmacy and the state board of
16 registration for the healing arts unless rules are established under a state of emergency as
17 described in section 44.100;
- 18 (5) The participation in drug selection according to state law and participation in drug
19 utilization reviews;
- 20 (6) The proper and safe storage of drugs and devices and the maintenance of proper
21 records thereof;
- 22 (7) Consultation with patients and other health care practitioners, and veterinarians
23 and their clients about legend drugs, about the safe and effective use of drugs and devices;

24 (8) The prescribing and dispensing of any nicotine replacement therapy product under
25 section 338.665;

26 (9) The dispensing of HIV postexposure prophylaxis pursuant to section 338.730; and

27 (10) The offering or performing of those acts, services, operations, or transactions
28 necessary in the conduct, operation, management and control of a pharmacy.

29 2. No person shall engage in the practice of pharmacy unless he or she is licensed
30 under the provisions of this chapter.

31 3. This chapter shall not be construed to prohibit the use of auxiliary personnel under
32 the direct supervision of a pharmacist from assisting the pharmacist in any of his or her duties.
33 This assistance in no way is intended to relieve the pharmacist from his or her responsibilities
34 for compliance with this chapter and he or she will be responsible for the actions of the
35 auxiliary personnel acting in his or her assistance.

36 4. This chapter shall not be construed to prohibit or interfere with any legally
37 registered practitioner of medicine, dentistry, or podiatry, or veterinary medicine only for use
38 in animals, or the practice of optometry in accordance with and as provided in sections
39 195.070 and 336.220 in the compounding, administering, prescribing, or dispensing of his or
40 her own prescriptions.

41 5. A pharmacist with a certificate of medication therapeutic plan authority may
42 provide medication therapy services pursuant to a written protocol from a physician licensed
43 under chapter 334 to patients who have established a physician-patient relationship, as
44 described in subdivision (1) of subsection 1 of section 191.1146, with the protocol physician.
45 The written protocol authorized by this section shall come only from the physician and shall
46 not come from a nurse engaged in a collaborative practice arrangement under section
47 334.104, or from a physician assistant engaged in a collaborative practice arrangement under
48 section 334.735.

49 6. Nothing in this section shall be construed as to prevent any person, firm or
50 corporation from owning a pharmacy regulated by sections 338.210 to 338.315, provided that
51 a licensed pharmacist is in charge of such pharmacy.

52 7. Nothing in this section shall be construed to apply to or interfere with the sale of
53 nonprescription drugs and the ordinary household remedies and such drugs or medicines as
54 are normally sold by those engaged in the sale of general merchandise.

55 8. No health carrier as defined in chapter 376 shall require any physician with which
56 they contract to enter into a written protocol with a pharmacist for medication therapeutic
57 services.

58 9. This section shall not be construed to allow a pharmacist to diagnose or
59 independently prescribe pharmaceuticals.

60 10. The state board of registration for the healing arts, under section 334.125, and the
61 state board of pharmacy, under section 338.140, shall jointly promulgate rules regulating the
62 use of protocols for medication therapy services. Such rules shall require protocols to include
63 provisions allowing for timely communication between the pharmacist and the protocol
64 physician or similar body authorized by this section, and any other patient protection
65 provisions deemed appropriate by both boards. In order to take effect, such rules shall be
66 approved by a majority vote of a quorum of each board. Neither board shall separately
67 promulgate rules regulating the use of protocols for medication therapy services. Any rule or
68 portion of a rule, as that term is defined in section 536.010, that is created under the authority
69 delegated in this section shall become effective only if it complies with and is subject to all of
70 the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter
71 536 are nonseverable and if any of the powers vested with the general assembly pursuant to
72 chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are
73 subsequently held unconstitutional, then the grant of rulemaking authority and any rule
74 proposed or adopted after August 28, 2007, shall be invalid and void.

75 11. The state board of pharmacy may grant a certificate of medication therapeutic
76 plan authority to a licensed pharmacist who submits proof of successful completion of a
77 board-approved course of academic clinical study beyond a bachelor of science in pharmacy,
78 including but not limited to clinical assessment skills, from a nationally accredited college or
79 university, or a certification of equivalence issued by a nationally recognized professional
80 organization and approved by the board of pharmacy.

81 12. Any pharmacist who has received a certificate of medication therapeutic plan
82 authority may engage in the designing, initiating, implementing, and monitoring of a
83 medication therapeutic plan as defined by a written protocol from a physician that may be
84 specific to each patient for care by a pharmacist.

85 13. Nothing in this section shall be construed to allow a pharmacist to make a
86 therapeutic substitution of a pharmaceutical prescribed by a physician unless authorized by
87 the written protocol or the physician's prescription order.

88 14. "Veterinarian", "doctor of veterinary medicine", "practitioner of veterinary
89 medicine", "DVM", "VMD", "BVSe", "BVMS", "BSe (Vet Science)", "VMB", "MRCVS", or
90 an equivalent title means a person who has received a doctor's degree in veterinary medicine
91 from an accredited school of veterinary medicine or holds an Educational Commission for
92 Foreign Veterinary Graduates (EDFVG) certificate issued by the American Veterinary
93 Medical Association (AVMA).

94 15. In addition to other requirements established by the joint promulgation of rules by
95 the board of pharmacy and the state board of registration for the healing arts:

96 (1) A pharmacist shall administer vaccines by protocol in accordance with treatment
97 guidelines established by the Centers for Disease Control and Prevention (CDC);

98 (2) A pharmacist who is administering a vaccine shall request a patient to remain in
99 the pharmacy a safe amount of time after administering the vaccine to observe any adverse
100 reactions. Such pharmacist shall have adopted emergency treatment protocols.

101 16. In addition to other requirements by the board, a pharmacist shall receive
102 additional training as required by the board and evidenced by receiving a certificate from the
103 board upon completion, and shall display the certification in his or her pharmacy where
104 vaccines are delivered.

105 17. A pharmacist shall inform the patient that the administration of a vaccine will be
106 entered into the ShowMeVax system, as administered by the department of health and senior
107 services. The patient shall attest to the inclusion of such information in the system by signing
108 a form provided by the pharmacist. If the patient indicates that he or she does not want such
109 information entered into the ShowMeVax system, the pharmacist shall provide a written
110 report within fourteen days of administration of a vaccine to the patient's health care provider,
111 if provided by the patient, containing:

112 (1) The identity of the patient;

113 (2) The identity of the vaccine or vaccines administered;

114 (3) The route of administration;

115 (4) The anatomic site of the administration;

116 (5) The dose administered; and

117 (6) The date of administration.

118 18. A pharmacist licensed under this chapter may order and administer vaccines
119 approved or authorized by the U.S. Food and Drug Administration to address a public health
120 need, as lawfully authorized by the state or federal government, or a department or agency
121 thereof, during a state or federally declared public health emergency.

338.710. 1. There is hereby created in the Missouri board of pharmacy the "RX Cares
2 for Missouri Program". The goal of the program shall be to promote medication safety and to
3 prevent prescription drug abuse, misuse, and diversion in Missouri.

4 2. The board, in consultation with the department, shall be authorized to expend,
5 allocate, or award funds appropriated to the board to private or public entities to develop or
6 provide programs or education to promote medication safety or to suppress or prevent
7 prescription drug abuse, misuse, and diversion in the state of Missouri. In no case shall the
8 authorization include, nor the funds be expended for, any state prescription drug monitoring
9 program including, but not limited to, such as are defined in 38 CFR 1.515. Funds disbursed
10 to a state agency under this section may enhance, but shall not supplant, funds otherwise
11 appropriated to such state agency.

12 3. The board shall be the administrative agency responsible for implementing the
13 program in consultation with the department. The board and the department may enter into
14 interagency agreements between themselves to allow the department to assist in the
15 management or operation of the program. The board may award funds directly to the
16 department to implement, manage, develop, or provide programs or education pursuant to the
17 program.

18 4. After a full year of program operation, the board shall prepare and submit an
19 evaluation report to the governor and the general assembly describing the operation of the
20 program and the funds allocated. ~~[Unless otherwise authorized by the general assembly, the~~
21 ~~program shall expire on August 28, 2026.]~~

 345.050. To be eligible for licensure by the board by examination, each applicant
2 shall submit the application fee and shall furnish evidence of such person's current
3 competence and shall:

4 (1) Hold a master's or a doctoral degree from a program that was awarded
5 "accreditation candidate" status or is accredited by the Council on Academic Accreditation of
6 the American Speech-Language-Hearing Association or other accrediting agency approved
7 by the board in the area in which licensure is sought;

8 (2) Submit official transcripts from one or more accredited colleges or universities
9 presenting evidence of the completion of course work and clinical practicum requirements
10 equivalent to that required by the Council on Academic Accreditation of the American
11 Speech-Language-Hearing Association or other accrediting agency approved by the board;

12 (3) Present written evidence of completion of a clinical fellowship from supervisors.
13 The experience required by this subdivision shall follow the completion of the requirements
14 of subdivisions (1) and (2) of this section. This period of employment shall be under the
15 direct supervision of a ~~[person who is]~~ licensed ~~[by the state of Missouri in the profession in~~
16 ~~which the applicant seeks to be licensed]~~ **speech-language pathologist in good standing.**
17 Persons applying with an audiology clinical doctoral degree are exempt from this provision;
18 and

19 (4) Pass an examination promulgated or approved by the board. The board shall
20 determine the subject and scope of the examinations.

361.1200. A person appointed as an agent of a payor for purposes of providing
2 **payroll processing services for which the agent would otherwise need to be licensed,**
3 **provided all of the following apply:**

4 (1) There is a written agreement between the payor and the agent that directs
5 the agent to provide payroll processing services on the payor's behalf;

6 (2) The payor holds the agent out to employees and other payees as providing
7 payroll processing services on the payor's behalf; and

8 **(3) The payor's obligation to a payee, including an employee or any other party**
9 **entitled to receive funds via the payroll processing services provided by the agent, shall**
10 **not be extinguished if the agent fails to remit the funds to the payee.**

2 ~~[324.010. All governmental entities issuing professional licenses,~~
3 ~~certificates, registrations, or permits pursuant to sections 209.319 to 209.339,~~
4 ~~sections 214.270 to 214.516, sections 256.010 to 256.453, section 375.014,~~
5 ~~sections 436.005 to 436.071, and chapter 317 and chapters 324 to 346 shall~~
6 ~~provide the director of revenue with the name and Social Security number of~~
7 ~~each applicant for licensure with or licensee of such entities within one month~~
8 ~~of the date the application is filed or at least one month prior to the anticipated~~
9 ~~renewal of a licensee's license. If such licensee is delinquent on any state taxes~~
10 ~~or has failed to file state income tax returns in the last three years, the director~~
11 ~~shall then send notice to each such entity and licensee. In the case of such~~
12 ~~delinquency or failure to file, the licensee's license shall be suspended within~~
13 ~~ninety days after notice of such delinquency or failure to file, unless the~~
14 ~~director of revenue verifies that such delinquency or failure has been remedied~~
15 ~~or arrangements have been made to achieve such remedy. The director of~~
16 ~~revenue shall, within ten business days of notification to the governmental~~
17 ~~entity issuing the professional license that the delinquency has been remedied~~
18 ~~or arrangements have been made to remedy such delinquency, send written~~
19 ~~notification to the licensee that the delinquency has been remedied. Tax~~
20 ~~liability paid in protest or reasonably founded disputes with such liability shall~~
~~be considered paid for the purposes of this section.]~~

2 ~~[339.845. If the commission receives a notice of delinquent taxes from~~
3 ~~the director of revenue under the provisions of section 324.010 regarding a real~~
4 ~~estate broker or salesperson, the commission shall immediately send a copy of~~
5 ~~such notice to the real estate broker with which the real estate broker or~~
~~salesperson is associated.]~~

✓