

HCS SCS SB 756 -- PROFESSIONAL REGISTRATION

SPONSOR: Clemens (Behnen)

COMMITTEE ACTION: Voted "do pass by consent" by the Committee on Professional Registration and Licensing by a vote of 12 to 0.

This substitute changes the laws regarding the licensing of certain professions within the Division of Professional Registration in the Department of Economic Development.

PRESCRIPTIVE AUTHORITY

The substitute authorizes advance practice nurses to prescribe certain substances containing pseudoephedrine while engaged in a collaborative agreement with a physician.

MASSAGE THERAPY

The Board of Therapeutic Massage is authorized to promulgate rules establishing requirements for granting licenses for applicants from other states who have completed massage therapy programs which are less than 500 hours. Massage therapy businesses are prohibited from employing an unlicensed person for the purpose of performing massage therapy services. The board is required to send copies of all board survey inspections to the business within 30 days of the inspection and is allowed to waive or extend the time requirements for completion of continuing education requirements under certain circumstances as determined by the board. Nonresident licensed massage therapists will be exempt from licensure if they are providing services or instruction in conjunction with disaster relief or at special events.

The board is also authorized to contract for legal services.

DENTAL RECORDS

Dentists are required to maintain complete and adequate patient records. Records must be retained for at least seven years from the date of the last professional service. Any addition or change to a patient's record made more than 48 hours after the final entry will be entered as an addendum and will specify the time; date; name of person making the addition, correction, or change; and the reason for the change.

Laboratory work orders are also required to be maintained for seven years.

REVOCATION OF LICENSES

The State Board of Registration for the Healing Arts is authorized to revoke the professional license of any person licensed under Chapter 334, RSMo, who has been found guilty of a felony. Currently, it only applies to physicians.

COLLABORATIVE AGREEMENT REPORTING

The substitute requires physicians to report to the State Board of Registration for the Healing Arts any collaborative practice or physician assistant agreement entered into within 30 days. Physicians are also required to provide the board with all their collaborative practice agreements when renewing their license. This information will be available to the public.

The board is authorized to conduct random reviews of these agreements to determine whether licensees are in compliance with the provisions of the substitute.

ATHLETIC TRAINERS

The substitute requires that after August 28, 2006, applicants for licensure as athletic trainers must pass the examination given by the National Athletic Trainers Association Board of Certification or its successor agency. Currently, the State Board of Registration for the Healing Arts administers the licensing examinations.

Certain academic and experience requirements necessary for licensure are repealed.

PROFESSIONAL COUNSELORS

Professional counselors licensed in other states are allowed to apply for licensure in Missouri without examination if the applicant has had no disciplinary action taken against his or her license in the past five years or has met all eligibility criteria established by the American Association of State Counseling Boards or its successor organization.

SOCIAL WORKERS

Clinical social workers licensed in other states are allowed to obtain a Missouri license if they have had no disciplinary action taken against their license in the preceding five years and their current state license has substantially the same licensing requirements as the State of Missouri.

VETERINARIANS

The Missouri Veterinary Medical Board is authorized to promulgate

rules determining when applicants are required to submit an application for the licensing examination. Currently, applicants are required to make application 60 days prior to taking the examination.

ADMINISTRATIVE HEARING COMMISSION

The Administrative Hearing Commission is authorized to publish notifications of licensing cases to be heard before the commission if notification cannot be accomplished in person or by certified mail.

FISCAL NOTE: Estimated Cost to General Revenue Fund of \$0 to \$505,668 in FY 2007, \$0 to \$606,801 in FY 2008, and \$0 to \$606,801 in FY 2009. Estimated Income on Other State Funds of Unknown in FY 2007, FY 2008, and FY 2009.

PROPOSERS: Supporters say that the bill changes the practice act allowing for a national exam and allows Missouri to be consistent with other states in requirements for accreditation.

Testifying for the bill were Senator Clemens; and Missouri Athletic Trainers' Association.

OPPOSERS: There was no opposition voiced to the committee.

Bob Dominique, Legislative Analyst