

FIRST REGULAR SESSION

HOUSE BILL NO. 59

97TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE ENGLER.

0559L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 344.040, RSMo, and to enact in lieu thereof one new section relating to licensure of nursing home administrators.

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

Section A. Section 344.040, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 344.040, to read as follows:

344.040. 1. Every license issued under this chapter shall expire on June thirtieth of the year following the year of issuance and every other year thereafter, provided that licenses issued or renewed during the year 2006 may be issued or renewed by the board for a period of either one or two years, as provided by rule. Licensees seeking renewal shall, during the month of May of the year of renewal, file an application for renewal on forms furnished by the board, which shall include evidence satisfactory to the board of completion of the approved continuing education hours required by the board, and shall be accompanied by a renewal fee as provided by rule payable to the department of health and senior services.

2. Upon receipt of an incomplete application for renewal, the board shall grant the applicant a temporary permit which shall be in effect for thirty days. The applicant is required to submit the required documentation or fee within the thirty-day period, or the board may refuse to renew his or her application. The thirty-day period can be extended for good cause shown for an additional thirty days. Upon receipt of the approved continuing education credits or other required documentation or fee within the appropriate time period, the board shall issue a license.

3. The board shall renew the license of an applicant who has met all of the requirements for renewal.

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.

17 4. As a requirement for renewal of license, the board may require not more than
18 forty-eight clock hours of continuing education a year. The continuing education provided for
19 under this section shall be approved by the board. There shall be a separate, nonrefundable fee
20 for each single offering provider. The board shall set the amount of fee for any single offering
21 provided by rules and regulations promulgated pursuant to section 536.021. The fee shall be set
22 at a level to produce revenue which shall not substantially exceed the cost and expense in
23 administering and reviewing any single offering.

24 5. By April first of each year, the board shall [mail an application for renewal of license
25 to] **notify** every person whose license shall be renewed during the current year. The applicant
26 must submit such information as will enable the board to determine if the applicant's license
27 should be renewed. Information provided in the application shall be attested by signature to be
28 true and correct to the best of the applicant's knowledge and belief.

29 6. Any licensee who fails to apply to renew his or her license by June thirtieth of the
30 licensee's year of renewal may be relicensed by the board if he meets the requirements set forth
31 by the board pursuant to sections 344.010 to 344.108 and pays the renewal fee required by rule,
32 plus a penalty of twenty-five dollars. No action shall be taken by the board in addition to a
33 penalty of twenty-five dollars imposed by this section against any such licensee whose license
34 has not expired for a period of more than two months, and who has had no action in the
35 preceding five years taken against them by the board, and who has met all other licensure
36 requirements by June thirtieth of the year of renewal; provided, however, that nothing in this
37 section shall prevent the board from taking any other disciplinary action against a licensee if
38 there shall exist a cause for discipline pursuant to section 344.050. A person whose license has
39 expired for a period of more than twelve months must meet the requirements set out in section
40 344.030 for initial licensure.

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