

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Bill No. 275, Page 23, Section 221.111, Line 34,
2 by inserting after said section and line the following:

3
4 "324.037. 1. For the purposes of this section, the term "health care professional" shall mean
5 a physician, other health care practitioner, or mental health professional licensed, accredited, or
6 certified by the state of Missouri to perform specified health services.

7 2. Any health care professional in the state of Missouri may annually complete up to two
8 hours of cultural competency training, which shall qualify as part of the continuing education
9 requirements for his or her licensure."; and

10
11 Further amend said bill, Page 44, Section 334.749, Line 43, by inserting after all of said section and
12 line the following:

13
14 "337.020. 1. Each person desiring to obtain a license, whether temporary, provisional or
15 permanent, as a psychologist shall make application to the committee upon such forms and in such
16 manner as may be prescribed by the committee and shall pay the required application fee. The form
17 shall include a statement that the applicant has completed two hours of suicide assessment, referral,
18 treatment, and management training [~~that meets~~] and two hours of cultural competency training,
19 both of which shall meet the guidelines developed by the committee. The committee shall not
20 charge an application fee until such time that the application has been approved. In the event that an
21 application is denied or rejected, no application fee shall be charged. The application fee shall not
22 be refundable. Each application shall contain a statement that it is made under oath or affirmation
23 and that its representations are true and correct to the best knowledge and belief of the person
24 signing the application, subject to the penalties of making a false affidavit or declaration.

25 2. Each applicant, whether for temporary, provisional or permanent licensure, shall submit
26 evidence satisfactory to the committee that the applicant is at least twenty-one years of age, is of
27 good moral character, and meets the appropriate educational requirements as set forth in either
28 section 337.021 or 337.025, or is qualified for licensure without examination pursuant to section
29 337.029. In determining the acceptability of the applicant's qualifications, the committee may
30 require evidence that it deems reasonable and proper, in accordance with law, and the applicant shall
31 furnish the evidence in the manner required by the committee.

32 3. The committee with assistance from the division shall issue a permanent license to and
33 register as a psychologist any applicant who, in addition to having fulfilled the other requirements of
34 sections 337.010 to 337.090, passes the examination for professional practice in psychology and
35 such other examinations in psychology which may be adopted by the committee, except that an
36 applicant fulfilling the requirement of section 337.029 shall upon successful completion of the

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1 jurisprudence examination and completion of the oral examination be permanently licensed without
2 having to retake the examination for professional practice in psychology.

3 4. The committee, with assistance from the division, shall issue a provisional license to, and
4 register as being a provisionally licensed psychologist, any applicant who is a graduate of a
5 recognized educational institution with a doctoral degree in psychology as defined in section
6 337.025, and who otherwise meets all requirements to become a licensed psychologist, except for
7 passage of the national and state licensing exams, oral examination and completion of the required
8 period of postdegree supervised experience as specified in subsection 2 of section 337.025.

9 5. A provisional license issued pursuant to subsection 4 of this section shall only authorize
10 and permit the applicant to render those psychological services which are under the supervision and
11 the full professional responsibility and control of such person's postdoctoral degree licensed
12 supervisor. A provisional license shall automatically terminate upon issuance of a permanent
13 license, upon a finding of cause to discipline after notice and hearing pursuant to section 337.035,
14 upon the expiration of one year from the date of issuance whichever event first occurs, or upon
15 termination of supervision by the licensed supervisor. The provisional license may be renewed after
16 one year with a maximum issuance of two years total per provisional licensee. The committee by
17 rule shall provide procedures for exceptions and variances from the requirement of a maximum
18 issuance of two years due to vacations, illness, pregnancy and other good causes.

19 6. The committee, with assistance from the division, shall immediately issue a temporary
20 license to any applicant for licensure either by reciprocity pursuant to section 337.029, or by
21 endorsement of the score from the examination for professional practice in psychology upon receipt
22 of an application for such licensure and upon proof that the applicant is either licensed as a
23 psychologist in another jurisdiction, is a diplomate of the American Board of Professional
24 Psychology, or is a member of the National Register of Health Services Providers in Psychology.

25 7. A temporary license issued pursuant to subsection 6 of this section shall authorize the
26 applicant to practice psychology in this state, the same as if a permanent license had been issued.
27 Such temporary license shall be issued without payment of an additional fee and shall remain in full
28 force and effect until the earlier of the following events:

29 (1) A permanent license has been issued to the applicant following successful completion of
30 the jurisprudence examination and the oral interview examination;

31 (2) In cases where the committee has found the applicant ineligible for licensure and no
32 appeal has been taken to the administrative hearing commission, then at the expiration of such
33 appeal time; or

34 (3) In cases where the committee has found the applicant ineligible for licensure and the
35 applicant has taken an appeal to the administrative hearing commission and the administrative
36 hearing commission has also found the applicant ineligible, then upon the rendition by the
37 administrative hearing commission of its findings of fact and conclusions of law to such effect.

38 8. Written and oral examinations pursuant to sections 337.010 to 337.090 shall be
39 administered by the committee at least twice each year to any applicant who meets the educational
40 requirements set forth in either section 337.021 or 337.025 or to any applicant who is seeking
41 licensure either by reciprocity pursuant to section 337.029, or by endorsement of the score from the
42 examination of professional practice in psychology. The committee shall examine in the areas of
43 professional knowledge, techniques and applications, research and its interpretation, professional
44 affairs, ethics, and Missouri law and regulations governing the practice of psychology. The
45 committee may use, in whole or in part, the examination for professional practice in psychology
46 national examination in psychology or such other national examination in psychology which may be
47 available.

48 9. If an applicant fails any examination, the applicant shall be permitted to take a subsequent
49 examination, upon the payment of an additional reexamination fee. This reexamination fee shall not

1 be refundable.

2 337.025. 1. The provisions of this section shall govern the education and experience
3 requirements for initial licensure as a psychologist for the following persons:

4 (1) A person who has not matriculated in a graduate degree program which is primarily
5 psychological in nature on or before August 28, 1990; and

6 (2) A person who is matriculated after August 28, 1990, in a graduate degree program
7 designed to train professional psychologists.

8 2. Each applicant shall submit satisfactory evidence to the committee that the applicant has
9 received a doctoral degree in psychology from a recognized educational institution, ~~and~~ has had at
10 least one year of satisfactory supervised professional experience in the field of psychology, and has
11 completed two hours of cultural competency training that meets the guidelines developed by the
12 committee.

13 3. A doctoral degree in psychology is defined as:

14 (1) A program accredited, or provisionally accredited, by the American Psychological
15 Association (APA), the Canadian Psychological Association (CPA), or the Psychological Clinical
16 Science Accreditation System (PCSAS); provided that, such program includes a supervised
17 practicum, internship, field, or laboratory training appropriate to the practice of psychology; or

18 (2) A program designated or approved, including provisional approval, by the Association
19 of State and Provincial Psychology Boards or the Council for the National Register of Health
20 Service Providers in Psychology, or both; or

21 (3) A graduate program that meets all of the following criteria:

22 (a) The program, wherever it may be administratively housed, shall be clearly identified and
23 labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues
24 and brochures its intent to educate and train professional psychologists;

25 (b) The psychology program shall stand as a recognizable, coherent organizational entity
26 within the institution of higher education;

27 (c) There shall be a clear authority and primary responsibility for the core and specialty
28 areas whether or not the program cuts across administrative lines;

29 (d) The program shall be an integrated, organized, sequence of study;

30 (e) There shall be an identifiable psychology faculty and a psychologist responsible for the
31 program;

32 (f) The program shall have an identifiable body of students who are matriculated in that
33 program for a degree;

34 (g) The program shall include a supervised practicum, internship, field, or laboratory
35 training appropriate to the practice of psychology;

36 (h) The curriculum shall encompass a minimum of three academic years of full-time
37 graduate study, with a minimum of one year's residency at the educational institution granting the
38 doctoral degree; and

39 (i) Require the completion by the applicant of a core program in psychology which shall be
40 met by the completion and award of at least one three-semester-hour graduate credit course or a
41 combination of graduate credit courses totaling three semester hours or five quarter hours in each of
42 the following areas:

43 a. The biological bases of behavior such as courses in: physiological psychology,
44 comparative psychology, neuropsychology, sensation and perception, psychopharmacology;

45 b. The cognitive-affective bases of behavior such as courses in: learning, thinking,
46 motivation, emotion, and cognitive psychology;

47 c. The social bases of behavior such as courses in: social psychology, group
48 processes/dynamics, interpersonal relationships, and organizational and systems theory;

49 d. Individual differences such as courses in: personality theory, human development,

1 abnormal psychology, developmental psychology, child psychology, adolescent psychology,
2 psychology of aging, and theories of personality;

3 e. The scientific methods and procedures of understanding, predicting and influencing
4 human behavior such as courses in: statistics, experimental design, psychometrics, individual
5 testing, group testing, and research design and methodology.

6 4. Acceptable supervised professional experience may be accrued through preinternship,
7 internship, predoctoral postinternship, or postdoctoral experiences. The academic training director
8 or the postdoctoral training supervisor shall attest to the hours accrued to meet the requirements of
9 this section. Such hours shall consist of:

10 (1) A minimum of fifteen hundred hours of experience in a successfully completed
11 internship to be completed in not less than twelve nor more than twenty-four months; and

12 (2) A minimum of two thousand hours of experience consisting of any combination of the
13 following:

14 (a) Preinternship and predoctoral postinternship professional experience that occurs
15 following the completion of the first year of the doctoral program or at any time while in a doctoral
16 program after completion of a master's degree in psychology or equivalent as defined by rule by the
17 committee;

18 (b) Up to seven hundred fifty hours obtained while on the internship under subdivision (1)
19 of this subsection but beyond the fifteen hundred hours identified in subdivision (1) of this
20 subsection; or

21 (c) Postdoctoral professional experience obtained in no more than twenty-four consecutive
22 calendar months. In no case shall this experience be accumulated at a rate of more than fifty hours
23 per week. Postdoctoral supervised professional experience for prospective health service providers
24 and other applicants shall involve and relate to the delivery of psychological services in accordance
25 with professional requirements and relevant to the applicant's intended area of practice.

26 5. Experience for those applicants who intend to seek health service provider certification
27 and who have completed a program in one or more of the American Psychological Association
28 designated health service provider delivery areas shall be obtained under the primary supervision of
29 a licensed psychologist who is also a health service provider or who otherwise meets the
30 requirements for health service provider certification. Experience for those applicants who do not
31 intend to seek health service provider certification shall be obtained under the primary supervision
32 of a licensed psychologist or such other qualified mental health professional approved by the
33 committee.

34 6. For postinternship and postdoctoral hours, the psychological activities of the applicant
35 shall be performed pursuant to the primary supervisor's order, control, and full professional
36 responsibility. The primary supervisor shall maintain a continuing relationship with the applicant
37 and shall meet with the applicant a minimum of one hour per month in face-to-face individual
38 supervision. Clinical supervision may be delegated by the primary supervisor to one or more
39 secondary supervisors who are qualified psychologists. The secondary supervisors shall retain
40 order, control, and full professional responsibility for the applicant's clinical work under their
41 supervision and shall meet with the applicant a minimum of one hour per week in face-to-face
42 individual supervision. If the primary supervisor is also the clinical supervisor, meetings shall be a
43 minimum of one hour per week. Group supervision shall not be acceptable for supervised
44 professional experience. The primary supervisor shall certify to the committee that the applicant has
45 complied with these requirements and that the applicant has demonstrated ethical and competent
46 practice of psychology. The changing by an agency of the primary supervisor during the course of
47 the supervised experience shall not invalidate the supervised experience.

48 7. The committee by rule shall provide procedures for exceptions and variances from the
49 requirements for once a week face-to-face supervision due to vacations, illness, pregnancy, and

1 other good causes.

2 337.050. 1. There is hereby created and established a "State Committee of Psychologists",
3 which shall consist of seven licensed psychologists and one public member. The state committee of
4 psychologists existing on August 28, 1989, is abolished. Nothing in this section shall be construed
5 to prevent the appointment of any current member of the state committee of psychologists to the
6 new state committee of psychologists created on August 28, 1989.

7 2. Appointments to the committee shall be made by the governor upon the recommendations
8 of the director of the division, upon the advice and consent of the senate. The division, prior to
9 submitting nominations, shall solicit nominees from professional psychological associations and
10 licensed psychologists in the state. The term of office for committee members shall be five years,
11 and committee members shall not serve more than ten years. No person who has previously served
12 on the committee for ten years shall be eligible for appointment. In making initial appointments to
13 the committee, the governor shall stagger the terms of the appointees so that two members serve
14 initial terms of two years, two members serve initial terms of three years, and two members serve
15 initial terms of four years.

16 3. Each committee member shall be a resident of the state of Missouri for one year, shall be
17 a United States citizen, and shall, other than the public member, have been licensed as a
18 psychologist in this state for at least three years. Committee members shall reflect a diversity of
19 practice specialties. To ensure adequate representation of the diverse fields of psychology, the
20 committee shall consist of at least two psychologists who are engaged full time in the doctoral
21 teaching and training of psychologists, and at least two psychologists who are engaged full time in
22 the professional practice of psychology. In addition, the first appointment to the committee shall
23 include at least one psychologist who shall be licensed on the basis of a master's degree who shall
24 serve a full term of five years. Nothing in sections 337.010 to 337.090 shall be construed to prohibit
25 full membership rights on the committee for psychologists licensed on the basis of a master's
26 degree. If a member of the committee shall, during the member's term as a committee member,
27 remove the member's domicile from the state of Missouri, then the committee shall immediately
28 notify the director of the division, and the seat of that committee member shall be declared vacant.
29 All such vacancies shall be filled by appointment of the governor with the advice and consent of the
30 senate, and the member so appointed shall serve for the unexpired term of the member whose seat
31 has been declared vacant.

32 4. The public member shall be at the time of the public member's appointment a citizen of
33 the United States; a resident of this state for a period of one year and a registered voter; a person
34 who is not and never was a member of any profession licensed or regulated pursuant to sections
35 337.010 to 337.093 or the spouse of such person; and a person who does not have and never has had
36 a material, financial interest in either the providing of the professional services regulated by sections
37 337.010 to 337.093, or an activity or organization directly related to any profession licensed or
38 regulated pursuant to sections 337.010 to 337.093. The duties of the public member shall not
39 include the determination of the technical requirements to be met for licensure or whether any
40 person meets such technical requirements or of the technical competence or technical judgment of a
41 licensee or a candidate for licensure.

42 5. The committee shall hold a regular annual meeting at which it shall select from among its
43 members a chairperson and a secretary. A quorum of the committee shall consist of a majority of its
44 members. In the absence of the chairperson, the secretary shall conduct the office of the
45 chairperson.

46 6. Each member of the committee shall receive, as compensation, an amount set by the
47 division not to exceed fifty dollars for each day devoted to the affairs of the committee and shall be
48 entitled to reimbursement for necessary and actual expenses incurred in the performance of the
49 member's official duties.

1 7. Staff for the committee shall be provided by the director of the division of professional
2 registration.

3 8. The governor may remove any member of the committee for misconduct, inefficiency,
4 incompetency, or neglect of office.

5 9. In addition to the powers set forth elsewhere in sections 337.010 to 337.090, the division
6 may adopt rules and regulations, not otherwise inconsistent with sections 337.010 to 337.090, to
7 carry out the provisions of sections 337.010 to 337.090. The committee may promulgate, by rule,
8 "Ethical Rules of Conduct" governing the practices of psychology which rules shall be based upon
9 the ethical principles promulgated and published by the American Psychological Association.

10 10. Any rule or portion of a rule, as that term is defined in section 536.010, that is
11 promulgated to administer and enforce sections 337.010 to 337.090, shall become effective only if
12 the agency has fully complied with all of the requirements of chapter 536 including but not limited
13 to section 536.028 if applicable, after August 28, 1998. All rulemaking authority delegated prior to
14 August 28, 1998, is of no force and effect and repealed as of August 28, 1998, however nothing in
15 this act shall be interpreted to repeal or affect the validity of any rule adopted and promulgated prior
16 to August 28, 1998. If the provisions of section 536.028 apply, the provisions of this section are
17 nonseverable and if any of the powers vested with the general assembly pursuant to section 536.028
18 to review, to delay the effective date, or to disapprove and annul a rule or portion of a rule are held
19 unconstitutional or invalid, the purported grant of rulemaking authority and any rule so proposed
20 and contained in the order of rulemaking shall be invalid and void, except that nothing in this act
21 shall affect the validity of any rule adopted and promulgated prior to August 28, 1998.

22 11. The committee may sue and be sued in its official name, and shall have a seal which
23 shall be affixed to all certified copies or records and papers on file, and to such other instruments as
24 the committee may direct. All courts shall take judicial notice of such seal. Copies of records and
25 proceedings of the committee, and of all papers on file with the division on behalf of the committee
26 certified under the seal shall be received as evidence in all courts of record.

27 12. When applying for a renewal of a license pursuant to section 337.030, each licensed
28 psychologist shall submit proof of the completion of at least forty hours of continuing education
29 credit within the two-year period immediately preceding the date of the application for renewal of
30 the license, which shall include two hours of cultural competency training that meets guidelines
31 developed by the committee. The type of continuing education to be considered shall include, but
32 not be limited to:

33 (1) Attending recognized educational seminars, the content of which are primarily
34 psychological, as defined by rule;

35 (2) Attending a graduate level course at a recognized educational institution where the
36 contents of which are primarily psychological, as defined by rule;

37 (3) Presenting a recognized educational seminar, the contents of which are primarily
38 psychological, as defined by rule;

39 (4) Presenting a graduate level course at a recognized educational institution where the
40 contents of which are primarily psychological, as defined by rule; and

41 (5) Independent course of studies, the contents of which are primarily psychological, which
42 have been approved by the committee and defined by rule.

43
44 The committee shall determine by administrative rule the amount of training, instruction, self-
45 instruction or teaching that shall be counted as an hour of continuing education credit.

46 337.315. 1. An applied behavior analysis intervention shall produce socially significant
47 improvements in human behavior through skill acquisition, increase or decrease in behaviors under
48 specific environmental conditions and the reduction of problematic behavior. An applied behavior
49 analysis intervention shall:

1 (1) Be based on empirical research and the identification of functional relations between
 2 behavior and environment, contextual factors, antecedent stimuli and reinforcement operations
 3 through the direct observation and measurement of behavior, arrangement of events and observation
 4 of effects on behavior, as well as other information gathering methods such as record review and
 5 interviews; and

6 (2) Utilize changes and arrangements of contextual factors, antecedent stimuli, positive
 7 reinforcement, and other consequences to produce behavior change.

8 2. Each person wishing to practice as a licensed behavior analyst shall:

9 (1) Submit a complete application on a form approved by the committee, which shall
 10 include a statement that the applicant has completed two hours of suicide assessment, referral,
 11 treatment, and management training, and two hours of cultural competency training required under
 12 subdivision (2) of this subsection;

13 (2) Complete two hours of cultural competency training that meets the guidelines developed
 14 by the committee;

15 (3) Pay all necessary fees as set by the committee;

16 [~~3~~] (4) Submit a two-inch or three-inch photograph or passport photograph taken no more
 17 than six months prior to the application date;

18 [~~4~~] (5) Provide two classified sets of fingerprints for processing by the Missouri state
 19 highway patrol under section 43.543. One set of fingerprints shall be used by the highway patrol to
 20 search the criminal history repository and the second set shall be forwarded to the Federal Bureau of
 21 Investigation for searching the federal criminal history files;

22 [~~5~~] (6) Have passed an examination and been certified as a board-certified behavior
 23 analyst by a certifying entity, as defined in section 337.300;

24 [~~6~~] (7) Provide evidence of active status as a board-certified behavior analyst; and

25 [~~7~~] (8) If the applicant holds a license as a behavior analyst in another state, a statement
 26 from all issuing states verifying licensure and identifying any disciplinary action taken against the
 27 license holder by that state.

28 3. Each person wishing to practice as a licensed assistant behavior analyst shall:

29 (1) Submit a complete application on a form approved by the committee;

30 (2) Pay all necessary fees as set by the committee;

31 (3) Submit a two-inch or three-inch photograph or passport photograph taken no more than
 32 six months prior to the application date;

33 (4) Provide two classified sets of fingerprints for processing by the Missouri state highway
 34 patrol under section 43.543. One set of fingerprints shall be used by the highway patrol to search
 35 the criminal history repository and the second set shall be forwarded to the Federal Bureau of
 36 Investigation for searching the federal criminal history files;

37 (5) Have passed an examination and been certified as a board-certified assistant behavior
 38 analyst by a certifying entity, as defined in section 337.300;

39 (6) Provide evidence of active status as a board-certified assistant behavior analyst;

40 (7) If the applicant holds a license as an assistant behavior analyst in another state, a
 41 statement from all issuing states verifying licensure and identifying any disciplinary action taken
 42 against the license holder by that state; and

43 (8) Submit documentation satisfactory to the committee that the applicant will be directly
 44 supervised by a licensed behavior analyst in a manner consistent with the certifying entity.

45 4. The committee shall be authorized to issue a temporary license to an applicant for a
 46 behavior analyst license or assistant behavior analyst license upon receipt of a complete application,
 47 submission of a fee as set by the committee by rule for behavior analyst or assistant behavior
 48 analyst, and a showing of valid licensure as a behavior analyst or assistant behavior analyst in
 49 another state, only if the applicant has submitted fingerprints and no disqualifying criminal history

1 appears on the family care safety registry. The temporary license shall expire upon issuance of a
2 license or denial of the application but no later than ninety days from issuance of the temporary
3 license. Upon written request to the committee, the holder of a temporary license shall be entitled to
4 one extension of ninety days of the temporary license.

5 5. (1) The committee shall, in accordance with rules promulgated by the committee, issue a
6 provisional behavior analyst license or a provisional assistant behavior analyst license upon receipt
7 by the committee of a complete application, appropriate fee as set by the committee by rule, and
8 proof of satisfaction of requirements under subsections 2 and 3 of this section, respectively, and
9 other requirements established by the committee by rule, except that applicants for a provisional
10 license as either a behavior analyst or assistant behavior analyst need not have passed an
11 examination and been certified as a board-certified behavior analyst or a board-certified assistant
12 behavior analyst to obtain a provisional behavior analyst or provisional assistant behavior analyst
13 license.

14 (2) A provisional license issued under this subsection shall only authorize and permit the
15 licensee to render behavior analysis under the supervision and the full professional responsibility
16 and control of such licensee's licensed supervisor.

17 (3) A provisional license shall automatically terminate upon issuance of a permanent
18 license, upon a finding of cause to discipline after notice and hearing under section 337.330, upon
19 termination of supervision by a licensed supervisor, or upon the expiration of one year from the date
20 of issuance of the provisional license, whichever first occurs. The provisional license may be
21 renewed after one year, with a maximum issuance of two years. Upon a showing of good cause, the
22 committee by rule shall provide procedures for exceptions and variances from the requirement of a
23 maximum issuance of two years.

24 6. No person shall hold himself or herself out to be licensed behavior analysts or LBA,
25 provisionally licensed behavior analyst or PLBA, provisionally licensed assistant behavior analyst
26 or PLABA, temporary licensed behavior analyst or TLBA, or temporary licensed assistant behavior
27 analyst or TLaBA, licensed assistant behavior analysts or LaBA in the state of Missouri unless they
28 meet the applicable requirements.

29 7. No persons shall practice applied behavior analysis unless they are:

30 (1) Licensed behavior analysts;

31 (2) Licensed assistant behavior analysts working under the supervision of a licensed
32 behavior analyst;

33 (3) An individual who has a bachelor's or graduate degree and completed course work for
34 licensure as a behavior analyst and is obtaining supervised field experience under a licensed
35 behavior analyst pursuant to required supervised work experience for licensure at the behavior
36 analyst or assistant behavior analyst level;

37 (4) Licensed psychologists practicing within the rules and standards of practice for
38 psychologists in the state of Missouri and whose practice is commensurate with their level of
39 training and experience;

40 (5) Provisionally licensed behavior analysts;

41 (6) Provisionally licensed assistant behavior analysts;

42 (7) Temporary licensed behavior analysts; or

43 (8) Temporary licensed assistant behavior analysts.

44 8. Notwithstanding the provisions in subsection 6 of this section, any licensed or certified
45 professional may practice components of applied behavior analysis, as defined in section 337.300 if
46 he or she is acting within his or her applicable scope of practice and ethical guidelines.

47 9. All licensed behavior analysts and licensed assistant behavior analysts shall be bound by
48 the code of conduct adopted by the committee by rule.

49 10. Licensed assistant behavior analysts shall work under the direct supervision of a

1 licensed behavior analyst as established by committee rule.

2 11. Persons who provide services under the Individuals with Disabilities Education Act
3 (IDEA), 20 U.S.C. Section 1400, et seq., or Section 504 of the federal Rehabilitation Act of 1973,
4 29 U.S.C. Section 794, or are enrolled in a course of study at a recognized educational institution
5 through which the person provides applied behavior analysis as part of supervised clinical
6 experience shall be exempt from the requirements of this section.

7 12. A violation of this section shall be punishable by probation, suspension, or loss of any
8 license held by the violator.

9 337.320. 1. The division shall mail a renewal notice to the last known address of each
10 licensee or registrant prior to the renewal date.

11 2. Each person wishing to renew the behavior analyst license or the assistant behavior
12 analyst license shall:

13 (1) Submit a complete application on a form approved by the committee, which shall
14 include a statement that the applicant has completed two hours of suicide assessment, referral,
15 treatment, and management training, and two hours of cultural competency training required under
16 subdivision (2) of this subsection;

17 (2) Complete two hours of cultural competency training that meets guidelines developed by
18 the committee;

19 (3) Pay all necessary fees as set by the committee; and

20 ~~[(3)]~~ (4) Submit proof of active certification and fulfillment of all requirements for renewal
21 and recertification with the certifying entity.

22 3. Failure to provide the division with documentation required by subsection 2 of this
23 section or other information required for renewal shall effect a revocation of the license after a
24 period of sixty days from the renewal date.

25 4. Each person wishing to restore the license, within two years of the renewal date, shall:

26 (1) Submit a complete application on a form approved by the committee;

27 (2) Pay the renewal fee and a delinquency fee as set by the committee; and

28 (3) Submit proof of current certification from a certifying body approved by the committee.

29 5. A new license to replace any certificate lost, destroyed, or mutilated may be issued
30 subject to the rules of the committee, upon payment of a fee established by the committee.

31 6. The committee shall set the amount of the fees authorized by sections 337.300 to 337.345
32 and required by rules promulgated under section 536.021. The fees shall be set at a level to produce
33 revenue which shall not substantially exceed the cost and expense of administering sections 337.300
34 to 337.345.

35 7. The committee is authorized to issue an inactive license to any licensee who makes
36 written application for such license on a form provided by the committee and remits the fee for an
37 inactive license established by the committee. An inactive license may be issued only to a person
38 who has previously been issued a license to practice as a licensed behavior analyst or a licensed
39 assistant behavior analyst who is no longer regularly engaged in such practice and who does not
40 hold himself or herself out to the public as being professionally engaged in such practice in this
41 state. Each inactive license shall be subject to all provisions of this chapter, except as otherwise
42 specifically provided. Each inactive license may be renewed by the committee subject to all
43 provisions of this section and all other provisions of this chapter. The inactive licensee shall not be
44 required to submit evidence of completion of continuing education as required by this chapter.

45 8. An inactive licensee may apply for a license to regularly engage in the practice of
46 behavioral analysis by:

47 (1) Submitting a complete application on a form approved by the committee;

48 (2) Paying the reactivation fee as set by the committee; and

49 (3) Submitting proof of current certification from a certifying body approved by the

1 committee.

2 337.507. 1. Applications for examination and licensure as a professional counselor shall be
3 in writing, submitted to the division on forms prescribed by the division and furnished to the
4 applicant. The form shall include a statement that the applicant has completed two hours of suicide
5 assessment, referral, treatment, and management training and has completed two hours of cultural
6 competency training. The application shall contain the applicant's statements showing his
7 education, experience and such other information as the division may require. Each application
8 shall contain a statement that it is made under oath or affirmation and that the information contained
9 therein is true and correct to the best knowledge and belief of the applicant, subject to the penalties
10 provided for the making of a false affidavit or declaration. Each application shall be accompanied
11 by the fees required by the committee.

12 2. The division shall mail a renewal notice to the last known address of each licensee prior
13 to the registration renewal date. Failure to provide the division with the information required for
14 registration, or to pay the registration fee after such notice shall result in the expiration of the
15 license. The license shall be restored if, within two years of the registration date, the applicant
16 provides written application and the payment of the registration fee and a delinquency fee.

17 3. A new certificate to replace any certificate lost, destroyed or mutilated may be issued
18 subject to the rules of the committee, upon payment of a fee.

19 4. The committee shall set the amount of the fees which sections 337.500 to 337.540
20 authorize and require by rules and regulations promulgated pursuant to section 536.021. The fees
21 shall be set at a level to produce revenue which shall not substantially exceed the cost and expense
22 of administering the provisions of sections 337.500 to 337.540. All fees provided for in sections
23 337.500 to 337.540 shall be collected by the director who shall deposit the same with the state
24 treasurer in a fund to be known as the "Committee of Professional Counselors Fund".

25 5. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall
26 not be transferred and placed to the credit of general revenue until the amount in the fund at the end
27 of the biennium exceeds two times the amount of the appropriation from the committee's fund for
28 the preceding fiscal year or, if the committee requires by rule renewal less frequently than yearly
29 then three times the appropriation from the committee's fund for the preceding fiscal year. The
30 amount, if any, in the fund which shall lapse is that amount in the fund which exceeds the
31 appropriate multiple of the appropriations from the committee's fund for the preceding fiscal year.

32 6. The committee shall hold public examinations at least two times per year, at such times
33 and places as may be fixed by the committee, notice of such examinations to be given to each
34 applicant at least ten days prior thereto.

35 337.510. 1. Each applicant for licensure as a professional counselor shall furnish evidence
36 to the committee that the applicant is at least eighteen years of age, is of good moral character, is a
37 United States citizen or is legally present in the United States; and

38 (1) The applicant has completed a course of study as defined by the board rule leading to a
39 master's, specialist's, or doctoral degree with a major in counseling, except any applicant who has
40 held a license as a professional counselor in this state or currently holds a license as a professional
41 counselor in another state shall not be required to have completed any courses related to career
42 development; and

43 (2) The applicant has completed acceptable supervised counseling as defined by board rule.
44 If the applicant has a master's degree with a major in counseling as defined by board rule, the
45 applicant shall complete at least two years of acceptable supervised counseling experience
46 subsequent to the receipt of the master's degree. The composition and number of hours comprising
47 the acceptable supervised counseling experience shall be defined by board rule. An applicant may
48 substitute thirty semester hours of post master's graduate study for one of the two required years of
49 acceptable supervised counseling experience if such hours are clearly related to counseling;

1 (3) After August 28, 2007, each applicant shall have completed a minimum of three hours of
2 graduate level coursework in diagnostic systems either in the curriculum leading to a degree or as
3 post master's graduate level course work;

4 (4) Upon examination, the applicant is possessed of requisite knowledge of the profession,
5 including techniques and applications, research and its interpretation, and professional affairs and
6 ethics.

7 2. Any person holding a current license, certificate of registration, or permit from another
8 state or territory of the United States to practice as a professional counselor who does not meet the
9 requirements in section 324.009 and who is at least eighteen years of age, is of good moral
10 character, and is a United States citizen or is legally present in the United States may be granted a
11 license without examination to engage in the practice of professional counseling in this state upon
12 the application to the board, payment of the required fee as established by the board, and satisfying
13 one of the following requirements:

14 (1) Approval by the American Association of State Counseling Boards (AASCB) or its
15 successor organization according to the eligibility criteria established by AASCB. The successor
16 organization shall be defined by board rule; or

17 (2) In good standing and currently certified by the National Board for Certified Counselors
18 or its successor organization and has completed acceptable supervised counseling experience as
19 defined by board rule. The successor organization shall be defined by board rule.

20 3. The committee shall issue a license to each person who files an application and fee and
21 who furnishes evidence satisfactory to the committee that the applicant has complied with the
22 provisions of this act and has taken and passed a written, open-book examination on Missouri laws
23 and regulations governing the practice of professional counseling as defined in section 337.500.
24 The division shall issue a provisional professional counselor license to any applicant who meets all
25 requirements of this section, but who has not completed the required acceptable supervised
26 counseling experience and such applicant may reapply for licensure as a professional counselor
27 upon completion of such acceptable supervised counseling experience.

28 4. All persons licensed to practice professional counseling in this state shall pay on or before
29 the license renewal date a renewal license fee and shall furnish to the committee satisfactory
30 evidence of the completion of the requisite number of hours of continuing education as required by
31 rule, including two hours of suicide assessment, referral, treatment, and management training and
32 two hours of cultural competency training, which shall be no more than forty hours biennially. The
33 continuing education requirements may be waived by the committee upon presentation to the
34 committee of satisfactory evidence of the illness of the licensee or for other good cause.

35 337.515. 1. Each license issued pursuant to the provisions of sections 337.500 to 337.540
36 shall expire on the renewal date. The division shall renew any license upon application for renewal
37 and upon payment of the fee established by the committee pursuant to the provisions of section
38 337.507.

39 2. Any professional counselor wishing to renew his or her license shall complete two hours
40 of cultural competency training that meets guidelines developed by the committee.

41 337.612. 1. Applications for licensure as a clinical social worker, baccalaureate social
42 worker, advanced macro social worker or master social worker shall be in writing, submitted to the
43 committee on forms prescribed by the committee and furnished to the applicant. The form shall
44 include a statement that the applicant has completed two hours of suicide assessment, referral,
45 treatment, and management training and two hours of cultural competency training. The application
46 shall contain the applicant's statements showing the applicant's education, experience, and such
47 other information as the committee may require. Each application shall contain a statement that it is
48 made under oath or affirmation and that the information contained therein is true and correct to the
49 best knowledge and belief of the applicant, subject to the penalties provided for the making of a

1 false affidavit or declaration. Each application shall be accompanied by the fees required by the
2 committee.

3 2. The committee shall mail a renewal notice to the last known address of each licensee
4 prior to the licensure renewal date. Failure to provide the committee with the information required
5 for licensure, or to pay the licensure fee after such notice shall result in the expiration of the license.
6 The license shall be restored if, within two years of the licensure date, the applicant provides written
7 application and the payment of the licensure fee and a delinquency fee.

8 3. A new certificate to replace any certificate lost, destroyed or mutilated may be issued
9 subject to the rules of the committee, upon payment of a fee.

10 4. The committee shall set the amount of the fees which sections 337.600 to 337.689
11 authorize and require by rules and regulations promulgated pursuant to section 536.021. The fees
12 shall be set at a level to produce revenue which shall not substantially exceed the cost and expense
13 of administering the provisions of sections 337.600 to 337.689. All fees provided for in sections
14 337.600 to 337.689 shall be collected by the director who shall deposit the same with the state
15 treasurer in a fund to be known as the "Clinical Social Workers Fund". After August 28, 2007, the
16 clinical social workers fund shall be called the "Licensed Social Workers Fund" and after such date
17 all references in state law to the clinical social workers fund shall be considered references to the
18 licensed social workers fund.

19 5. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall
20 not be transferred and placed to the credit of general revenue until the amount in the fund at the end
21 of the biennium exceeds two times the amount of the appropriations from the licensed social
22 workers fund for the preceding fiscal year or, if the committee requires by rule renewal less
23 frequently than yearly, then three times the appropriation from the committee's fund for the
24 preceding fiscal year. The amount, if any, in the fund which shall lapse is that amount in the fund
25 which exceeds the appropriate multiple of the appropriations from the clinical social workers fund
26 for the preceding fiscal year.

27 337.615. 1. Each applicant for licensure as a clinical social worker shall furnish evidence to
28 the committee that:

29 (1) The applicant has a master's degree from a college or university program of social work
30 accredited by the council of social work education or a doctorate degree from a school of social
31 work acceptable to the committee;

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

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

43 (4) The applicant has completed two hours of cultural competency training that meets the
44 guidelines developed by the committee; and

45 (5) The applicant is at least eighteen years of age, is of good moral character, is a United
46 States citizen or has status as a legal resident alien, and has not been convicted of a felony during
47 the ten years immediately prior to application for licensure.

48 2. Any person holding a current license, certificate of registration, or permit from another
49 state or territory of the United States or the District of Columbia to practice clinical social work who

1 does not meet the requirements of section 324.009 and who has had no disciplinary action taken
2 against the license, certificate of registration, or permit for the preceding five years may be granted a
3 license to practice clinical social work in this state if the person has received a masters or doctoral
4 degree from a college or university program of social work accredited by the council of social work
5 education and has been licensed to practice clinical social work for the preceding five years.

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

10 337.618. Each license issued pursuant to the provisions of sections 337.600 to 337.689 shall
11 expire on a renewal date established by the director. The term of licensure shall be twenty-four
12 months. The committee shall require a minimum number of thirty clock hours of continuing
13 education for renewal of a license issued pursuant to sections 337.600 to 337.689, including two
14 hours of suicide assessment, referral, treatment, and management training and two hours of cultural
15 competency training. The committee shall renew any license upon application for a renewal,
16 completion of the required continuing education hours and upon payment of the fee established by
17 the committee pursuant to the provisions of section 337.612. As provided by rule, the board may
18 waive or extend the time requirements for completion of continuing education for reasons related to
19 health, military service, foreign residency, or for other good cause. All requests for waivers or
20 extensions of time shall be made in writing and submitted to the board before the renewal date.

21 337.662. 1. Applications for licensure as a baccalaureate social worker shall be in writing,
22 submitted to the committee on forms prescribed by the committee and furnished to the applicant.
23 The form shall include a statement that the applicant has completed two hours of suicide
24 assessment, referral, treatment, and management training, and two hours of cultural competency
25 training as required in this subsection. The application shall contain the applicant's statements
26 showing the applicant's education, experience and such other information as the committee may
27 require. Each application shall contain a statement that it is made under oath or affirmation and that
28 the information contained therein is true and correct to the best knowledge and belief of the
29 applicant, subject to the penalties provided for the making of a false affidavit or declaration. Each
30 application shall be accompanied by the fees required by the committee. In addition to the
31 requirements for licensure under this subsection, the applicant shall complete two hours of cultural
32 competency training that meets guidelines developed by the committee in order to obtain a license
33 under this section.

34 2. The committee shall mail a renewal notice to the last known address of each licensee
35 prior to the licensure renewal date. To renew a license, the licensee shall complete two hours of
36 cultural competency training that meets the guidelines developed by the committee. Failure to
37 provide the committee with the information required for licensure as provided in subsection 1 of this
38 section, or to pay the licensure fee after such notice shall result in the expiration of the license. The
39 license shall be restored if, within two years of the licensure date, the applicant provides written
40 application and the payment of the licensure fee and a delinquency fee.

41 3. A new certificate to replace any certificate lost, destroyed or mutilated may be issued
42 subject to the rules of the committee, upon payment of a fee.

43 4. The committee shall set the amount of the fees which sections 337.650 to 337.689
44 authorize and require by rules and regulations promulgated pursuant to chapter 536. The fees shall
45 be set at a level to produce revenue which shall not substantially exceed the cost and expense of
46 administering the provisions of sections 337.650 to 337.689. All fees provided for in sections
47 337.650 to 337.689 shall be collected by the director who shall deposit the same with the state
48 treasurer in the clinical social workers fund established in section 337.612.

49 337.712. 1. Applications for licensure as a marital and family therapist shall be in writing,

1 submitted to the committee on forms prescribed by the committee and furnished to the applicant.
2 The form shall include a statement that the applicant has completed two hours of cultural
3 competency training. The application shall contain the applicant's statements showing the
4 applicant's education, experience and such other information as the committee may require. Each
5 application shall contain a statement that it is made under oath or affirmation and that the
6 information contained therein is true and correct to the best knowledge and belief of the applicant,
7 subject to the penalties provided for the making of a false affidavit or declaration. Each application
8 shall be accompanied by the fees required by the division.

9 2. The division shall mail a renewal notice to the last known address of each licensee prior
10 to the licensure renewal date. Failure to provide the division with the information required for
11 licensure, or to pay the licensure fee after such notice shall result in the expiration of the license.
12 The license shall be restored if, within two years of the licensure date, the applicant provides written
13 application and the payment of the licensure fee and a delinquency fee.

14 3. A new certificate to replace any certificate lost, destroyed or mutilated may be issued
15 subject to the rules of the division upon payment of a fee.

16 4. The committee shall set the amount of the fees authorized. The fees shall be set at a level
17 to produce revenue which shall not substantially exceed the cost and expense of administering the
18 provisions of sections 337.700 to 337.739. All fees provided for in sections 337.700 to 337.739
19 shall be collected by the director who shall deposit the same with the state treasurer to a fund to be
20 known as the "Marital and Family Therapists' Fund".

21 5. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall
22 not be transferred and placed to the credit of general revenue until the amount in the fund at the end
23 of the biennium exceeds two times the amount of the appropriations from the marital and family
24 therapists' fund for the preceding fiscal year or, if the division requires by rule renewal less
25 frequently than yearly then three times the appropriation from the fund for the preceding fiscal year.
26 The amount, if any, in the fund which shall lapse is that amount in the fund which exceeds the
27 appropriate multiple of the appropriations from the marital and family therapists' fund for the
28 preceding fiscal year.

29 337.715. 1. Each applicant for licensure or provisional licensure as a marital and family
30 therapist shall furnish evidence to the committee that:

31 (1) The applicant has a master's degree or a doctoral degree in marital and family therapy
32 from a program accredited by the Commission on Accreditation for Marriage and Family Therapy
33 Education, or its equivalent as defined by committee regulation, from an educational institution
34 accredited by a regional accrediting body that is recognized by the United States Department of
35 Education;

36 (2) The applicant for licensure as a marital and family therapist has twenty-four months of
37 postgraduate supervised clinical experience acceptable to the committee, as the state committee
38 determines by rule;

39 (3) After August 28, 2008, the applicant shall have completed a minimum of three semester
40 hours of graduate-level course work in diagnostic systems either within the curriculum leading to a
41 degree as defined in subdivision (1) of this subsection or as post-master's graduate-level course
42 work. Each applicant shall demonstrate supervision of diagnosis as a core component of the
43 postgraduate supervised clinical experience as defined in subdivision (2) of this subsection;

44 (4) Upon examination, the applicant is possessed of requisite knowledge of the profession,
45 including techniques and applications research and its interpretation and professional affairs and
46 ethics;

47 (5) The applicant is at least eighteen years of age, is of good moral character, is a United
48 States citizen or has status as a legal resident alien, and has not been convicted of a felony during
49 the ten years immediately prior to application for licensure; and

1 (6) The applicant has completed two hours of cultural competency training that meets
2 guidelines developed by the committee.

3 2. Any person otherwise qualified for licensure holding a current license, certificate of
4 registration, or permit from another state or territory of the United States or the District of Columbia
5 to practice marriage and family therapy may be granted a license without examination to engage in
6 the practice of marital and family therapy in this state upon application to the state committee,
7 payment of the required fee as established by the state committee, and satisfaction of the following:

8 (1) Determination by the state committee that the requirements of the other state or territory
9 are substantially the same as Missouri;

10 (2) Verification by the applicant's licensing entity that the applicant has a current license;
11 and

12 (3) Consent by the applicant to examination of any disciplinary history in any state.

13 3. The state committee shall issue a license to each person who files an application and fee
14 as required by the provisions of sections 337.700 to 337.739.

15 337.718. 1. Each license issued pursuant to the provisions of sections 337.700 to 337.739
16 shall expire on a renewal date established by the director. The term of licensure shall be twenty-four
17 months; however, the director may establish a shorter term for the first licenses issued pursuant to
18 sections 337.700 to 337.739. The division shall renew any license upon application for a renewal
19 and upon payment of the fee established by the division pursuant to the provisions of section
20 337.712. Effective August 28, 2008, as a prerequisite for renewal, each licensed marital and family
21 therapist shall furnish to the committee satisfactory evidence of the completion of the requisite
22 number of hours of continuing education as defined by rule, which shall be no more than forty
23 contact hours biennially. At least two hours of continuing education shall be in suicide assessment,
24 referral, treatment, and management training and at least two hours of continuing education shall be
25 in cultural competency training. The continuing education requirements may be waived by the
26 committee upon presentation to the committee of satisfactory evidence of illness or for other good
27 cause.

28 2. The committee may issue temporary permits to practice under extenuating circumstances
29 as determined by the committee and defined by rule."; and

30
31 Further amend said bill by amending the title, enacting clause, and intersectional references
32 accordingly.