

SECOND REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2065
94TH GENERAL ASSEMBLY

Reported from the Committee on Financial and Governmental Organizations and Elections, April 14, 2008, with recommendation that the Senate Committee Substitute do pass and be placed on the Consent Calendar.

4864S.02C

TERRY L. SPIELER, Secretary.

AN ACT

To repeal sections 337.029 and 337.068, RSMo, and to enact in lieu thereof two new sections relating to the state committee of psychologists.

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

Section A. Sections 337.029 and 337.068, RSMo, are repealed and two new
2 sections enacted in lieu thereof, to be known as sections 337.029 and 337.068, to
3 read as follows:

337.029. 1. A psychologist licensed in another jurisdiction who has had
2 no violations and no suspensions and no revocation of a license to practice
3 psychology in any jurisdiction may receive a license in Missouri, provided the
4 psychologist passes a written examination on Missouri laws and regulations
5 governing the practice of psychology and meets one of the following criteria:

6 (1) Is a diplomate of the American Board of Professional Psychology;
7 (2) Is a member of the National Register of Health Service Providers in
8 Psychology;

9 (3) Is currently licensed or certified as a psychologist in another
10 jurisdiction who is then a signatory to the Association of State and Provincial
11 Psychology Board's reciprocity agreement;

12 (4) Is currently licensed or certified as a psychologist in another state,
13 territory of the United States, or the District of Columbia and:

14 (a) Has a doctoral degree in psychology from a program accredited, or
15 provisionally accredited, by the American Psychological Association or that meets
16 the requirements as set forth in subdivision (3) of subsection 3 of section 337.025;

17 (b) Has been licensed for the preceding five years; and

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

18 (c) Has had no disciplinary action taken against the license for the
19 preceding five years; **or**

20 (5) [Is currently licensed or certified as a psychologist in a state, territory
21 of the United States, or the District of Columbia that extends like privileges for
22 reciprocal licensing or certification to persons licensed by this state with similar
23 qualifications; or

24 (6)] Holds a current certificate of professional qualification (CPQ) issued
25 by the Association of State and Provincial Psychology Boards (ASPPB).

26 2. Notwithstanding the provisions of subsection 1 of this section,
27 applicants may be required to pass an oral examination as adopted by the
28 committee.

29 3. A psychologist who receives a license for the practice of psychology in
30 the state of Missouri on the basis of reciprocity as listed in subsection 1 of this
31 section or by endorsement of the score from the examination of professional
32 practice in psychology score will also be eligible for and shall receive certification
33 from the committee as a health service provider if the psychologist meets one or
34 more of the following criteria:

35 (1) Is a diplomate of the American Board of Professional Psychology in one
36 or more of the specialties recognized by the American Board of Professional
37 Psychology as pertaining to health service delivery;

38 (2) Is a member of the National Register of Health Service Providers in
39 Psychology; or

40 (3) Has completed or obtained through education, training, or experience
41 the requisite knowledge comparable to that which is required pursuant to section
42 337.033.

337.068. 1. If the board finds merit to a complaint by an individual
2 incarcerated or under the care and control of the department of corrections **or**
3 **who has been ordered to be taken into custody, detained, or held under**
4 **sections 632.480 to 632.513, RSMo**, and takes further investigative action, no
5 documentation may appear on file or disciplinary action may be taken in regards
6 to the licensee's license unless the provisions of subsection 2 of section 337.035
7 have been violated. Any case file documentation that does not result in the board
8 filing an action pursuant to subsection 2 of section 337.035 shall be destroyed
9 within three months after the final case disposition by the board. No notification
10 to any other licensing board in another state or any national registry regarding
11 any investigative action shall be made unless the provisions of subsection 2 of

12 section 337.035 have been violated.

13 2. Upon written request of the psychologist subject to a complaint, prior
14 to August 28, 1999, by an individual incarcerated or under the care and control
15 of the department of corrections **or prior to August 28, 2008, by an**
16 **individual who has been ordered to be taken into custody, detained, or**
17 **held under sections 632.480 to 632.513, RSMo**, that did not result in the
18 board filing an action pursuant to subsection 2 of section 337.035, the board and
19 the division of professional registration, shall in a timely fashion:

20 (1) Destroy all documentation regarding the complaint;

21 (2) Notify any other licensing board in another state or any national
22 registry regarding the board's actions if they have been previously notified of the
23 complaint; and

24 (3) Send a letter to the licensee that clearly states that the board found
25 the complaint to be unsubstantiated, that the board has taken the requested
26 action, and notify the licensee of the provisions of subsection 3 of this section.

27 3. Any person who has been the subject of an unsubstantiated complaint
28 as provided in subsection 1 or 2 of this section shall not be required to disclose
29 the existence of such complaint in subsequent applications or representations
30 relating to their psychology professions.

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