

FIRST REGULAR SESSION

SENATE BILL NO. 80

97TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR ROMINE.

Pre-filed December 13, 2012, and ordered printed.

TERRY L. SPIELER, Secretary.

0433S.01I

AN ACT

To repeal section 344.040, RSMo, and to enact in lieu thereof one new section relating to the notification of license renewal for 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Section A. Section 344.040, RSMo, is repealed and one new section
2 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
2 thirtieth of the year following the year of issuance and every other year
3 thereafter, provided that licenses issued or renewed during the year 2006 may be
4 issued or renewed by the board for a period of either one or two years, as
5 provided by rule. Licensees seeking renewal shall, during the month of May of
6 the year of renewal, file an application for renewal on forms furnished by the
7 board, which shall include evidence satisfactory to the board of completion of the
8 approved continuing education hours required by the board, and shall be
9 accompanied by a renewal fee as provided by rule payable to the department of
10 health and senior services.

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

19 3. The board shall renew the license of an applicant who has met all of

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

20 the requirements for renewal.

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

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

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

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