

FIRST REGULAR SESSION

[P E R F E C T E D]

# SENATE BILL NO. 80

97TH GENERAL ASSEMBLY

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INTRODUCED BY SENATOR ROMINE.

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

Read 2nd time January 17, 2013, and referred to the Committee on Financial and Governmental Organizations and Elections.

Reported from the Committee February 6, 2013, with recommendation that the bill do pass and be placed on the Consent Calendar.

Taken up February 14, 2013. Read 3rd time and placed upon its final passage; bill passed.

TERRY L. SPIELER, Secretary.

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## 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.

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Section A. Section 344.040, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 344.040, to read as follows: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

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

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  
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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