

FIRST REGULAR SESSION

SENATE BILL NO. 490

99TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCHUPP.

Read 1st time February 28, 2017, and ordered printed.

ADRIANE D. CROUSE, Secretary.

2176S.01I

AN ACT

To repeal sections 337.020, 337.030, 337.050, 337.315, 337.320, 337.507, 337.510, 337.612, 337.618, 337.662, 337.712, and 337.718, RSMo, and to enact in lieu thereof thirteen new sections relating to suicide prevention training for health care professionals.

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

Section A. Sections 337.020, 337.030, 337.050, 337.315, 337.320, 337.507, 337.510, 337.612, 337.618, 337.662, 337.712, and 337.718, RSMo, are repealed and thirteen new sections enacted in lieu thereof, to be known as sections 324.046, 337.020, 337.030, 337.050, 337.315, 337.320, 337.507, 337.510, 337.612, 337.618, 337.662, 337.712, and 337.718, to read as follows:

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

2. Any health care professional in the state of Missouri may annually complete up to two hours of suicide assessment, referral, treatment, and management training which shall qualify as part of the continuing education requirements for his or her licensure.

337.020. 1. Each person desiring to obtain a license, whether temporary, provisional or permanent, as a psychologist shall make application to the committee upon such forms and in such manner as may be prescribed by the committee and shall pay the required application fee. The application fee shall not be refundable. Each application shall contain a statement that it is made under oath or affirmation and that its representations are true and correct to the

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

7 best knowledge and belief of the person signing the application, subject to the
8 penalties of making a false affidavit or declaration.

9 2. Each applicant, whether for temporary, provisional or permanent
10 licensure, shall submit evidence satisfactory to the committee that the applicant
11 is at least twenty-one years of age, is of good moral character, and meets the
12 appropriate educational requirements as set forth in either section 337.021 or
13 337.025, or is qualified for licensure without examination pursuant to section
14 337.029. In determining the acceptability of the applicant's qualifications, the
15 committee may require evidence that it deems reasonable and proper, in
16 accordance with law, and the applicant shall furnish the evidence in the manner
17 required by the committee. **The applicant shall also submit proof that the**
18 **applicant has completed two hours of suicide assessment, referral,**
19 **treatment, and management training that meets the guidelines**
20 **developed by the committee.**

21 3. The committee with assistance from the division shall issue a
22 permanent license to and register as a psychologist any applicant who, in
23 addition to having fulfilled the other requirements of sections 337.010 to 337.090,
24 passes the examination for professional practice in psychology and such other
25 examinations in psychology which may be adopted by the committee, except that
26 an applicant fulfilling the requirement of section 337.029 shall upon successful
27 completion of the jurisprudence examination and completion of the oral
28 examination be permanently licensed without having to retake the examination
29 for professional practice in psychology.

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

38 5. A provisional license issued pursuant to subsection 4 of this section
39 shall only authorize and permit the applicant to render those psychological
40 services which are under the supervision and the full professional responsibility
41 and control of such person's postdoctoral degree licensed supervisor. A
42 provisional license shall automatically terminate upon issuance of a permanent

43 license, upon a finding of cause to discipline after notice and hearing pursuant
44 to section 337.035, upon the expiration of one year from the date of issuance
45 whichever event first occurs, or upon termination of supervision by the licensed
46 supervisor. The provisional license may be renewed after one year with a
47 maximum issuance of two years total per provisional licensee. The committee by
48 rule shall provide procedures for exceptions and variances from the requirement
49 of a maximum issuance of two years due to vacations, illness, pregnancy and
50 other good causes.

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

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

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

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

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

75 8. Written and oral examinations pursuant to sections 337.010 to 337.090
76 shall be administered by the committee at least twice each year to any applicant
77 who meets the educational requirements set forth in either section 337.021 or
78 337.025 or to any applicant who is seeking licensure either by reciprocity

79 pursuant to section 337.029, or by endorsement of the score from the examination
80 of professional practice in psychology. The committee shall examine in the areas
81 of professional knowledge, techniques and applications, research and its
82 interpretation, professional affairs, ethics, and Missouri law and regulations
83 governing the practice of psychology. The committee may use, in whole or in part,
84 the examination for professional practice in psychology national examination in
85 psychology or such other national examination in psychology which may be
86 available.

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

337.030. 1. Each psychologist licensed pursuant to the provisions of
2 sections 337.010 to 337.090, who has not filed with the committee a verified
3 statement that the psychologist has retired from or terminated the psychologist's
4 practice of psychology in this state, shall register with the division on or before
5 the registration renewal date. The division shall require a registration fee which
6 shall be submitted together with proof of compliance with the continuing
7 education requirement as provided in section 337.050 and any other information
8 required for such registration. Upon receipt of the required material and of the
9 registration fee, the division shall issue a renewal certificate of registration. The
10 division shall, when issuing an initial license to an applicant who has met all of
11 the qualifications of sections 337.010 to 337.093 and has been approved for
12 licensure by the committee shall grant the applicant, without payment of any
13 further fee, a certificate of registration valid until the next registration renewal
14 date.

15 2. The division shall mail a renewal notice to the last known address of
16 each licensee prior to the registration renewal date. Failure to provide the
17 division with the proof of compliance with the continuing education requirement
18 and other information required for registration, or to pay the registration fee
19 after such notice shall effect a revocation of the license after a period of sixty days
20 from the registration renewal date. The license shall be restored if, within two
21 years of the registration renewal date, the applicant provides written application
22 and the payment of the registration fee and a delinquency fee and proof of
23 compliance with the requirements for continuing education as provided in section
24 337.050.

25 3. A new certificate to replace any certificate lost, destroyed or mutilated

26 may be issued subject to the rules of the committee, upon payment of a
27 reasonable fee.

28 4. The committee shall set the amount of the fees authorized by sections
29 337.010 to 337.093 and required by rules and regulations promulgated pursuant
30 to section 536.021. The fees shall be set at a level to produce revenue which shall
31 not substantially exceed the cost and expense of administering sections 337.010
32 to 337.090.

33 5. The committee is authorized to issue an inactive license to any licensee
34 who makes written application for such license on a form provided by the board
35 and remits the fee for an inactive license established by the committee. An
36 inactive license may be issued only to a person who has previously been issued
37 a license to practice psychology in this state, who is no longer regularly engaged
38 in such practice and who does not hold himself or herself out to the public as
39 being professionally engaged in such practice in this state. Each inactive license
40 shall be subject to all provisions of this chapter, except as otherwise specifically
41 provided. Each inactive license may be renewed by the committee subject to all
42 provisions of this section and all other provisions of this chapter. The inactive
43 licensee shall not be required to submit evidence of completion of continuing
44 education as required by this chapter. An inactive licensee may apply for a
45 license to regularly engage in the practice of psychology upon filing a written
46 application on a form provided by the committee, submitting the reactivation fee
47 established by the committee, and submitting proof of current competency as
48 established by the committee.

337.050. 1. There is hereby created and established a "State Committee
2 of Psychologists", which shall consist of seven licensed psychologists and one
3 public member. The state committee of psychologists existing on August 28,
4 1989, is abolished. Nothing in this section shall be construed to prevent the
5 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
8 recommendations of the director of the division, upon the advice and consent of
9 the senate. The division, prior to submitting nominations, shall solicit nominees
10 from professional psychological associations and licensed psychologists in the
11 state. The term of office for committee members shall be five years, and
12 committee members shall not serve more than ten years. No person who has
13 previously served on the committee for ten years shall be eligible for

14 appointment. In making initial appointments to the committee, the governor
15 shall stagger the terms of the appointees so that two members serve initial terms
16 of two years, two members serve initial terms of three years, and two members
17 serve initial terms of four years.

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

37 4. The public member shall be at the time of the public member's
38 appointment a citizen of the United States; a resident of this state for a period
39 of one year and a registered voter; a person who is not and never was a member
40 of any profession licensed or regulated pursuant to sections 337.010 to 337.093
41 or the spouse of such person; and a person who does not have and never has had
42 a material, financial interest in either the providing of the professional services
43 regulated by sections 337.010 to 337.093, or an activity or organization directly
44 related to any profession licensed or regulated pursuant to sections 337.010 to
45 337.093. The duties of the public member shall not include the determination of
46 the technical requirements to be met for licensure or whether any person meets
47 such technical requirements or of the technical competence or technical judgment
48 of a licensee or a candidate for licensure.

49 5. The committee shall hold a regular annual meeting at which it shall

50 select from among its members a chairperson and a secretary. A quorum of the
51 committee shall consist of a majority of its members. In the absence of the
52 chairperson, the secretary shall conduct the office of the chairperson.

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

57 7. Staff for the committee shall be provided by the director of the division
58 of professional registration.

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

61 9. In addition to the powers set forth elsewhere in sections 337.010 to
62 337.090, the division may adopt rules and regulations, not otherwise inconsistent
63 with sections 337.010 to 337.090, to carry out the provisions of sections 337.010
64 to 337.090. The committee may promulgate, by rule, "Ethical Rules of Conduct"
65 governing the practices of psychology which rules shall be based upon the ethical
66 principles promulgated and published by the American Psychological Association.

67 10. Any rule or portion of a rule, as that term is defined in section
68 536.010, that is promulgated to administer and enforce sections 337.010 to
69 337.090, shall become effective only if the agency has fully complied with all of
70 the requirements of chapter 536 including but not limited to section 536.028 if
71 applicable, after August 28, 1998. All rulemaking authority delegated prior to
72 August 28, 1998, is of no force and effect and repealed as of August 28, 1998,
73 however nothing in this act shall be interpreted to repeal or affect the validity of
74 any rule adopted and promulgated prior to August 28, 1998. If the provisions of
75 section 536.028 apply, the provisions of this section are nonseverable and if any
76 of the powers vested with the general assembly pursuant to section 536.028 to
77 review, to delay the effective date, or to disapprove and annul a rule or portion
78 of a rule are held unconstitutional or invalid, the purported grant of rulemaking
79 authority and any rule so proposed and contained in the order of rulemaking
80 shall be invalid and void, except that nothing in this act shall affect the validity
81 of any rule adopted and promulgated prior to August 28, 1998.

82 11. The committee may sue and be sued in its official name, and shall
83 have a seal which shall be affixed to all certified copies or records and papers on
84 file, and to such other instruments as the committee may direct. All courts shall
85 take judicial notice of such seal. Copies of records and proceedings of the

86 committee, and of all papers on file with the division on behalf of the committee
87 certified under the seal shall be received as evidence in all courts of record.

88 12. When applying for a renewal of a license pursuant to section 337.030,
89 each licensed psychologist shall submit proof of the completion of at least forty
90 hours of continuing education credit within the two-year period immediately
91 preceding the date of the application for renewal of the license **which shall**
92 **include two hours of suicide assessment, referral, treatment, and**
93 **management training.** The type of continuing education to be considered shall
94 include, but not be limited to:

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

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

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

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

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

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

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

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

12 (2) Utilize changes and arrangements of contextual factors, antecedent

13 stimuli, positive reinforcement, and other consequences to produce behavior
14 change.

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

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

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

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

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

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

27 (6) Provide evidence of active status as a board-certified behavior analyst;
28 [and]

29 (7) **Submit proof that the applicant has completed two hours of**
30 **suicide assessment, referral, treatment, and management training; and**

31 (8) If the applicant holds a license as a behavior analyst in another state,
32 a statement from all issuing states verifying licensure and identifying any
33 disciplinary action taken against the license holder by that state.

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

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

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

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

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

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

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

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

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

56 4. The committee shall be authorized to issue a temporary license to an
57 applicant for a behavior analyst license or assistant behavior analyst license upon
58 receipt of a complete application, submission of a fee as set by the committee by
59 rule for behavior analyst or assistant behavior analyst, and a showing of valid
60 licensure as a behavior analyst or assistant behavior analyst in another state,
61 only if the applicant has submitted fingerprints and no disqualifying criminal
62 history appears on the family care safety registry. The temporary license shall
63 expire upon issuance of a license or denial of the application but no later than
64 ninety days from issuance of the temporary license. Upon written request to the
65 committee, the holder of a temporary license shall be entitled to one extension of
66 ninety days of the temporary license.

67 5. (1) The committee shall, in accordance with rules promulgated by the
68 committee, issue a provisional behavior analyst license or a provisional assistant
69 behavior analyst license upon receipt by the committee of a complete application,
70 appropriate fee as set by the committee by rule, and proof of satisfaction of
71 requirements under subsections 2 and 3 of this section, respectively, and other
72 requirements established by the committee by rule, except that applicants for a
73 provisional license as either a behavior analyst or assistant behavior analyst need
74 not have passed an examination and been certified as a board-certified behavior
75 analyst or a board-certified assistant behavior analyst to obtain a provisional
76 behavior analyst or provisional assistant behavior analyst license.

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

80 (3) A provisional license shall automatically terminate upon issuance of
81 a permanent license, upon a finding of cause to discipline after notice and hearing
82 under section 337.330, upon termination of supervision by a licensed supervisor,
83 or upon the expiration of one year from the date of issuance of the provisional
84 license, whichever first occurs. The provisional license may be renewed after one

85 year, with a maximum issuance of two years. Upon a showing of good cause, the
86 committee by rule shall provide procedures for exceptions and variances from the
87 requirement of a maximum issuance of two years.

88 6. No person shall hold himself or herself out to be licensed behavior
89 analysts or LBA, provisionally licensed behavior analyst or PLBA, provisionally
90 licensed assistant behavior analyst or PLABA, temporary licensed behavior
91 analyst or TLBA, or temporary licensed assistant behavior analyst or TLaBA,
92 licensed assistant behavior analysts or LaBA in the state of Missouri unless they
93 meet the applicable requirements.

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

95 (1) Licensed behavior analysts;

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

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

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

106 (5) Provisionally licensed behavior analysts;

107 (6) Provisionally licensed assistant behavior analysts;

108 (7) Temporary licensed behavior analysts; or

109 (8) Temporary licensed assistant behavior analysts.

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

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

116 10. Licensed assistant behavior analysts shall work under the direct
117 supervision of a licensed behavior analyst as established by committee rule.

118 11. Persons who provide services under the Individuals with Disabilities
119 Education Act (IDEA), 20 U.S.C. Section 1400, et seq., or Section 504 of the
120 federal Rehabilitation Act of 1973, 29 U.S.C. Section 794, or are enrolled in a

121 course of study at a recognized educational institution through which the person
122 provides applied behavior analysis as part of supervised clinical experience shall
123 be exempt from the requirements of this section.

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

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

3 2. Each person wishing to renew the behavior analyst license or the
4 assistant behavior analyst license shall:

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

6 (2) Pay all necessary fees as set by the committee; [and]

7 (3) **Submit proof of completion of two hours of suicide**
8 **assessment, referral, treatment, and management training; and**

9 (4) Submit proof of active certification and fulfillment of all requirements
10 for renewal and recertification with the certifying entity.

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

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

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

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

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

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

24 6. The committee shall set the amount of the fees authorized by sections
25 337.300 to 337.345 and required by rules promulgated under section
26 536.021. The fees shall be set at a level to produce revenue which shall not
27 substantially exceed the cost and expense of administering sections 337.300 to
28 337.345.

29 7. The committee is authorized to issue an inactive license to any licensee
30 who makes written application for such license on a form provided by the
31 committee and remits the fee for an inactive license established by the committee.

32 An inactive license may be issued only to a person who has previously been
33 issued a license to practice as a licensed behavior analyst or a licensed assistant
34 behavior analyst who is no longer regularly engaged in such practice and who
35 does not hold himself or herself out to the public as being professionally engaged
36 in such practice in this state. Each inactive license shall be subject to all
37 provisions of this chapter, except as otherwise specifically provided. Each
38 inactive license may be renewed by the committee subject to all provisions of this
39 section and all other provisions of this chapter. The inactive licensee shall not
40 be required to submit evidence of completion of continuing education as required
41 by this chapter.

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

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

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

47 (3) Submitting proof of current certification from a certifying body
48 approved by the committee.

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

13 2. The division shall mail a renewal notice to the last known address of
14 each licensee prior to the registration renewal date. Failure to provide the
15 division with the information required for registration, or to pay the registration
16 fee after such notice shall effect a revocation of the license after a period of sixty
17 days from the registration renewal date. The license shall be restored if, within
18 two years of the registration date, the applicant provides written application and
19 the payment of the registration fee and a delinquency fee.

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

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

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

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

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

5 (1) The applicant has completed a course of study as defined by the board
6 rule leading to a master's, specialist's, or doctoral degree with a major in
7 counseling; and

8 (2) The applicant has completed acceptable supervised counseling as
9 defined by board rule. If the applicant has a master's degree with a major in
10 counseling as defined by board rule, the applicant shall complete at least two
11 years of acceptable supervised counseling experience subsequent to the receipt of
12 the master's degree. The composition and number of hours comprising the
13 acceptable supervised counseling experience shall be defined by board rule. An
14 applicant may substitute thirty semester hours of post master's graduate study

15 for one of the two required years of acceptable supervised counseling experience
16 if such hours are clearly related to counseling;

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

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

24 2. Any person who previously held a valid unrevoked, unsuspended license
25 as a professional counselor in this state and who held a valid license as a
26 professional counselor in another state at the time of application to the committee
27 shall be granted a license to engage in professional counseling in this state upon
28 application to the committee accompanied by the appropriate fee as established
29 by the committee pursuant to section 337.507.

30 3. Any person holding a current license, certificate of registration, or
31 permit from another state or territory of the United States to practice as a
32 professional counselor who is at least eighteen years of age, is of good moral
33 character, and is a United States citizen or is legally present in the United States
34 may be granted a license without examination to engage in the practice of
35 professional counseling in this state upon the application to the board, payment
36 of the required fee as established by the board, and satisfying one of the following
37 requirements:

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

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

46 (3) Determination by the board that the requirements of the other state
47 or territory are substantially the same as Missouri and certified by the
48 applicant's current licensing entity that the applicant has a current license. The
49 applicant shall also consent to examination of any disciplinary history.

50 4. The committee shall issue a license to each person who files an

51 application and fee and who furnishes evidence satisfactory to the committee that
52 the applicant has complied with the provisions of this act and has taken and
53 passed a written, open-book examination on Missouri laws and regulations
54 governing the practice of professional counseling as defined in section
55 337.500. The division shall issue a provisional professional counselor license to
56 any applicant who meets all requirements of this section, but who has not
57 completed the required acceptable supervised counseling experience and such
58 applicant may reapply for licensure as a professional counselor upon completion
59 of such acceptable supervised counseling experience.

60 5. All persons licensed to practice professional counseling in this state
61 shall pay on or before the license renewal date a renewal license fee and shall
62 furnish to the committee satisfactory evidence of the completion of the requisite
63 number of hours of continuing education as required by rule, **including two**
64 **hours of suicide assessment, referral, treatment, and management**
65 **training**, which shall be no more than forty hours biennially. The continuing
66 education requirements may be waived by the committee upon presentation to the
67 committee of satisfactory evidence of the illness of the licensee or for other good
68 cause.

337.612. 1. Applications for licensure as a clinical social worker,
2 baccalaureate social worker, advanced macro social worker or master social
3 worker shall be in writing, submitted to the committee on forms prescribed by the
4 committee and furnished to the applicant. The application shall contain the
5 applicant's statements showing the applicant's education, experience, and such
6 other information as the committee may require. **Each application shall**
7 **contain proof that the applicant has completed two hours of suicide**
8 **assessment, referral, treatment, and management training.** Each
9 application shall contain a statement that it is made under oath or affirmation
10 and that the information contained therein is true and correct to the best
11 knowledge and belief of the applicant, subject to the penalties provided for the
12 making of a false affidavit or declaration. Each application shall be accompanied
13 by the fees required by the committee.

14 2. The committee shall mail a renewal notice to the last known address
15 of each licensee prior to the licensure renewal date. Failure to provide the
16 committee with the information required for licensure, or to pay the licensure fee
17 after such notice shall effect a revocation of the license after a period of sixty days
18 from the licensure renewal date. The license shall be restored if, within two

19 years of the licensure date, the applicant provides written application and the
20 payment of the licensure fee and a delinquency fee.

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

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

34 5. The provisions of section 33.080 to the contrary notwithstanding, money
35 in this fund shall not be transferred and placed to the credit of general revenue
36 until the amount in the fund at the end of the biennium exceeds two times the
37 amount of the appropriations from the clinical social workers fund for the
38 preceding fiscal year or, if the committee requires by rule renewal less frequently
39 than yearly, then three times the appropriation from the committee's fund for the
40 preceding fiscal year. The amount, if any, in the fund which shall lapse is that
41 amount in the fund which exceeds the appropriate multiple of the appropriations
42 from the clinical social workers fund for the preceding fiscal year.

337.618. Each license issued pursuant to the provisions of sections
2 337.600 to 337.689 shall expire on a renewal date established by the
3 director. The term of licensure shall be twenty-four months. The committee shall
4 require a minimum number of thirty clock hours of continuing education for
5 renewal of a license issued pursuant to sections 337.600 to 337.689, **including**
6 **two hours of suicide assessment, referral, treatment, and management**
7 **training.** The committee shall renew any license upon application for a renewal,
8 completion of the required continuing education hours and upon payment of the
9 fee established by the committee pursuant to the provisions of section 337.612.
10 As provided by rule, the board may waive or extend the time requirements for
11 completion of continuing education for reasons related to health, military service,
12 foreign residency, or for other good cause. All requests for waivers or extensions

13 of time shall be made in writing and submitted to the board before the renewal
14 date.

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

13 2. The committee shall mail a renewal notice to the last known address
14 of each licensee prior to the licensure renewal date. Failure to provide the
15 committee with the information required for licensure **as provided in**
16 **subsection 1 of this section**, or to pay the licensure fee after such notice shall
17 effect a revocation of the license after a period of sixty days from the licensure
18 renewal date. The license shall be restored if, within two years of the licensure
19 date, the applicant provides written application and the payment of the licensure
20 fee and a delinquency fee.

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

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

337.712. 1. Applications for licensure as a marital and family therapist
2 shall be in writing, submitted to the committee on forms prescribed by the
3 committee and furnished to the applicant. The application shall contain the
4 applicant's statements showing the applicant's education, experience and such
5 other information as the committee may require. Each application shall contain

6 a statement that it is made under oath or affirmation and that the information
7 contained therein is true and correct to the best knowledge and belief of the
8 applicant, subject to the penalties provided for the making of a false affidavit or
9 declaration. Each application shall be accompanied by the fees required by the
10 division. **Each application shall contain proof that the applicant has**
11 **completed two hours of suicide assessment, referral, treatment, and**
12 **management training.**

13 2. The division shall mail a renewal notice to the last known address of
14 each licensee prior to the licensure renewal date. Failure to provide the division
15 with the information required for license, or to pay the licensure fee after such
16 notice shall effect a revocation of the license after a period of sixty days from the
17 license renewal date. The license shall be restored if, within two years of the
18 licensure date, the applicant provides written application and the payment of the
19 licensure fee and a delinquency fee.

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

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

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

337.718. 1. Each license issued pursuant to the provisions of sections
2 337.700 to 337.739 shall expire on a renewal date established by the
3 director. The term of licensure shall be twenty-four months; however, the director
4 may establish a shorter term for the first licenses issued pursuant to sections
5 337.700 to 337.739. The division shall renew any license upon application for a

6 renewal and upon payment of the fee established by the division pursuant to the
7 provisions of section 337.712. Effective August 28, 2008, as a prerequisite for
8 renewal, each licensed marital and family therapist shall furnish to the
9 committee satisfactory evidence of the completion of the requisite number of
10 hours of continuing education as defined by rule, which shall be no more than
11 forty contact hours biennially. **At least two hours of continuing education**
12 **shall be in suicide assessment, referral, treatment, and management**
13 **training.** The continuing education requirements may be waived by the
14 committee upon presentation to the committee of satisfactory evidence of illness
15 or for other good cause.

16 2. The committee may issue temporary permits to practice under
17 extenuating circumstances as determined by the committee and defined by rule.

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Bill

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