

# SENATE AMENDMENT NO. \_\_\_\_\_

Offered by \_\_\_\_\_ of \_\_\_\_\_

Amend \_\_\_\_\_ Senate Bill No. 553, Page 1, Section Title, Line 3,

2 by striking "mortgage broker licensing" and inserting in lieu  
3 thereof the following: "licensing of certain persons"; and

4 Further amend said bill and page, section A, line 3, by  
5 inserting immediately after said line the following:

6 "324.008. 1. As used in this section, "nonresident  
7 military spouse" means a nonresident spouse of an active duty  
8 member of the Armed Forces of the United States who has been  
9 transferred or is scheduled to be transferred to the state of  
10 Missouri, is domiciled in the state of Missouri, or has moved to  
11 the state of Missouri on a permanent change-of-station basis.

12 2. Except as provided in subsection 6 of this section and  
13 notwithstanding any other provision of law, any agency of this  
14 state or board established under state law for the regulation of  
15 occupations and professions in this state shall, with respect to  
16 such occupation or profession that it regulates, by rule  
17 establish criteria for the issuance of a [temporary courtesy]  
18 license or certificate to a nonresident spouse of an active duty  
19 member of the military who is transferred to this state in the  
20 course of the member's military duty, so that[, on a temporary  
21 basis,] the nonresident military spouse may lawfully practice his  
22 or her occupation or profession in this state.

23 3. Notwithstanding provisions to the contrary, a

1 nonresident military spouse shall receive a [temporary courtesy]  
2 license under subsection 2 of this section if, at the time of  
3 application, the nonresident military spouse:

4 (1) Holds a current license or certificate in another  
5 state, district, or territory of the United States with licensure  
6 requirements that the appropriate regulatory board or agency  
7 determines are equivalent to those established under Missouri law  
8 for that occupation or profession;

9 (2) Was engaged in the active practice of the occupation or  
10 profession for which the nonresident military spouse seeks a  
11 [temporary] license or certificate in a state, district, or  
12 territory of the United States for at least two of the five years  
13 immediately preceding the date of application under this section;

14 (3) Has not committed an act in any jurisdiction that would  
15 have constituted grounds for the refusal, suspension, or  
16 revocation of a license or certificate to practice that  
17 occupation or profession under Missouri law at the time the act  
18 was committed;

19 (4) Has not been disciplined by a licensing or  
20 credentialing entity in another jurisdiction and is not the  
21 subject of an unresolved complaint, review procedure, or  
22 disciplinary proceeding conducted by a licensing or credentialing  
23 entity in another jurisdiction;

24 (5) Authorizes the appropriate board or agency to conduct a  
25 criminal background check and pay for any costs associated with  
26 such background check;

27 (6) Pays any fees required by the appropriate board or  
28 agency for that occupation or profession; and

29 (7) Complies with other requirements as provided by the

1 board.

2 4. Relevant full-time experience in the discharge of  
3 official duties in the military service or an agency of the  
4 federal government shall be credited in the counting of years of  
5 practice under subdivision (2) of subsection 3 of this section.

6 5. [A temporary courtesy license or certificate issued  
7 under this section is valid for one hundred eighty days and may  
8 be extended at the discretion of the applicable regulatory board  
9 or agency for another one hundred eighty days on application of  
10 the holder of the temporary courtesy license or certificate.

11 6.] A nonresident military spouse shall be approved and  
12 continue to work in his or her profession for such time as is  
13 normally allotted with receipt of a license or certificate from  
14 the appropriate board or agency for that occupation or  
15 profession.

16 6. This section shall not apply to the practice of law or  
17 the regulation of attorneys.

18 7. The appropriate board or agency shall promulgate rules  
19 to implement the provisions of this section. Any rule or portion  
20 of a rule, as that term is defined in section 536.010, that is  
21 created under the authority delegated in this section shall  
22 become effective only if it complies with and is subject to all  
23 of the provisions of chapter 536 and, if applicable, section  
24 536.028. This section and chapter 536 are nonseverable and if  
25 any of the powers vested with the general assembly under chapter  
26 536 to review, to delay the effective date, or to disapprove and  
27 annul a rule are subsequently held unconstitutional, then the  
28 grant of rulemaking authority and any rule proposed or adopted  
29 after August 28, 2011, shall be invalid and void."; and

1 Further amend the title and enacting clause accordingly.

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