

FIRST REGULAR SESSION

SENATE BILL NO. 9

101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR RIDDLE.

0360S.01H

ADRIANE D. CROUSE, Secretary

AN ACT

To repeal section 337.068, RSMo, and to enact in lieu thereof one new section relating to prisoner complaints against a psychologist's license.

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

Section A. Section 337.068, RSMo, is repealed and one new
2 section enacted in lieu thereof, to be known as section 337.068,
3 to read as follows:

337.068. 1. If the [board] **committee** finds merit to a
2 complaint by an individual incarcerated or under the care
3 and control of the department of corrections or who has been
4 ordered to be taken into custody, detained, or held under
5 sections 632.480 to 632.513, **or who has been ordered to be**
6 **evaluated under chapter 552**, and takes further investigative
7 action, no documentation may appear on file or disciplinary
8 action may be taken in regards to the licensee's license
9 unless the provisions of subsection 2 of section 337.035
10 have been violated. Any case file documentation that does
11 not result in the [board] **committee** filing an action
12 pursuant to subsection 2 of section 337.035 shall be
13 destroyed within three months after the final case
14 disposition by the [board] **committee**. No notification to
15 any other licensing board in another state or any national
16 registry regarding any investigative action shall be made
17 unless the provisions of subsection 2 of section 337.035
18 have been violated.

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

19 2. Upon written request of the psychologist subject to
20 a complaint, prior to August 28, 1999, by an individual
21 incarcerated or under the care and control of the department
22 of corrections or prior to August 28, 2008, by an individual
23 who has been ordered to be taken into custody, detained, or
24 held under sections 632.480 to 632.513, **or prior to August**
25 **28, 2021, by an individual who has been ordered to be**
26 **evaluated under chapter 552**, that did not result in the
27 **[board] committee** filing an action pursuant to subsection 2
28 of section 337.035, the **[board] committee** and the division
29 of professional registration, shall in a timely fashion:

- 30 (1) Destroy all documentation regarding the complaint;
31 (2) Notify any other licensing board in another state
32 or any national registry regarding the **[board's] committee's**
33 actions if they have been previously notified of the
34 complaint; and
35 (3) Send a letter to the licensee that clearly states
36 that the **[board] committee** found the complaint to be
37 unsubstantiated, that the **[board] committee** has taken the
38 requested action, and notify the licensee of the provisions
39 of subsection 3 of this section.

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

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