

SECOND REGULAR SESSION

SENATE BILL NO. 1002

101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR BERNSKOETTER.

4718S.01I

ADRIANE D. CROUSE, Secretary

AN ACT

To repeal section 334.043, RSMo, and to enact in lieu thereof one new section relating to licensure reciprocity for physicians and surgeons.

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

Section A. Section 334.043, RSMo, is repealed and one new
2 section enacted in lieu thereof, to be known as section 334.043,
3 to read as follows:

334.043. [Upon the applicant paying a fee equivalent
2 to the required examination fee and furnishing the board
3 with all locations of previous practice and licensure in
4 chronological order, the board shall, under regulations
5 prescribed by it, admit without examination qualified
6 persons who meet the requirements of this state including,
7 but not limited to, sections 334.031, 334.035 and 334.040,
8 and who hold certificates of licensure in any state or
9 territory of the United States or the District of Columbia
10 authorizing them to practice in the same manner and to the
11 same extent as physicians and surgeons are authorized to
12 practice by this chapter. Within the limits of this
13 section, the board is authorized and empowered to negotiate
14 reciprocal compacts with licensing boards of other states
15 for admission of licensed practitioners from Missouri in
16 other states.] 1. **For purposes of this section, the**
17 **following terms mean:**

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

18 (1) "License", a license, certificate, registration,
19 permit, accreditation, or military occupational specialty
20 that enables a person to legally practice an occupation or
21 profession in a particular jurisdiction;

22 (2) "Military", the Armed Forces of the United States
23 including the Air Force, Army, Coast Guard, Marine Corps,
24 Navy, Space Force, National Guard, and any other military
25 branch that is designated by Congress as part of the Armed
26 Forces of the United States, and all reserve components and
27 auxiliaries. Such term also includes the military reserves
28 and militia of any United States territory or state;

29 (3) "Nonresident military spouse", a nonresident
30 spouse of an active duty member of the Armed Forces of the
31 United States who has been transferred or is scheduled to be
32 transferred to the state of Missouri, or who has been
33 transferred or is scheduled to be transferred to an adjacent
34 state and is or will be domiciled in the state of Missouri,
35 or has moved to the state of Missouri on a permanent change-
36 of-station basis;

37 (4) "Board", the Missouri board of registration for
38 the healing arts;

39 (5) "Resident military spouse", a spouse of an active
40 duty member of the Armed Forces of the United States who has
41 been transferred or is scheduled to be transferred to the
42 state of Missouri or an adjacent state and who is a
43 permanent resident of the state of Missouri, who is
44 domiciled in the state of Missouri, or who has Missouri as
45 his or her home of record.

46 2. Any person who holds a valid current physician and
47 surgeon license issued by another state, a branch or unit of
48 the military, a territory of the United States, or the
49 District of Columbia, and who has been licensed for at least

one year in such other jurisdiction, may submit an application for a physician and surgeon license in Missouri along with proof of current licensure and proof of licensure for at least one year in the other jurisdiction, to the board.

3. The board shall:

(1) Within six months of receiving an application described in subsection 2 of this section, waive any examination, educational, or experience requirements for licensure in this state for the applicant if it determines that there were minimum education requirements and, if applicable, work experience and clinical supervision requirements in effect and the other state verifies that the person met those requirements in order to be licensed or certified in that state. The board may require an applicant to take and pass an examination specific to the laws of this state; or

(2) Within thirty days of receiving an application described in subsection 2 of this section from a nonresident military spouse or a resident military spouse, waive any examination, educational, or experience requirements for licensure in this state for the applicant and issue such applicant a license under this section if such applicant otherwise meets the requirements of this section.

4. (1) The board shall not waive any examination, educational, or experience requirements for any applicant who has had his or her license revoked by a board outside the state; who is currently under investigation, who has a complaint pending, or who is currently under disciplinary action, except as provided in subdivision (2) of this subsection, with a board outside the state; who does not hold a license in good standing with a board outside the

82 state; who has a criminal record that would disqualify him
83 or her for licensure in Missouri; or who does not hold a
84 valid current license in the other jurisdiction on the date
85 the board receives his or her application under this section.

86 (2) If another jurisdiction has taken disciplinary
87 action against an applicant, the board shall determine if
88 the cause for the action was corrected and the matter
89 resolved. If the matter has not been resolved by that
90 jurisdiction, the board may deny a license until the matter
91 is resolved.

92 5. Nothing in this section shall prohibit the board
93 from denying a license to an applicant under this section
94 for any reason described in section 334.100.

95 6. Any person who is licensed under the provisions of
96 this section shall be subject to the board's jurisdiction
97 and all rules and regulations pertaining to the practice as
98 a physician and surgeon in this state.

99 7. This section shall not be construed to waive any
100 requirement for an applicant to pay any fees.

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