

SECOND REGULAR SESSION

SENATE BILL NO. 802

101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR ONDER.

4296S.01I

ADRIANE D. CROUSE, Secretary

AN ACT

To repeal section 334.285, RSMo, and to enact in lieu thereof one new section relating to physician maintenance of certification or licensure.

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

Section A. Section 334.285, RSMo, is repealed and one new
2 section enacted in lieu thereof, to be known as section 334.285,
3 to read as follows:

334.285. 1. For purposes of this section, the
2 following terms shall mean:

3 (1) "Continuing medical education", continued
4 postgraduate medical education intended to provide [medical
5 professionals] **physicians** with knowledge of new developments
6 in their field;

7 (2) "Maintenance of certification", any process
8 requiring periodic recertification examinations, **or**
9 **completion of proprietary activities, modules, or regular**
10 **payment of fees**, to maintain specialty medical board
11 certification;

12 (3) "Maintenance of licensure", the Federation of
13 State Medical Boards' proprietary framework for physician
14 license renewal including additional periodic testing other
15 than continuing medical education;

16 (4) "Specialty medical board certification",
17 certification by a board that specializes in one particular
18 area of medicine and typically requires additional and more

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

19 strenuous exams than state board of registration for the
20 healing arts requirements to practice medicine.

21 2. The state shall not require any form of maintenance
22 of licensure as a condition of physician licensure including
23 requiring any form of maintenance of licensure tied to
24 maintenance of certification. Current requirements
25 including continuing medical education shall suffice to
26 demonstrate professional competency.

27 3. The state shall not require any form of specialty
28 medical board certification or any maintenance of
29 certification to practice medicine within the state. There
30 shall be no discrimination by the state board of
31 registration for the healing arts or any other state agency
32 against physicians who do not maintain specialty medical
33 board certification including recertification.

34 **4. No hospital, health care facility, or institution**
35 **or program owned, operated, or licensed by the state shall**
36 **condition employment or the granting of medical staff**
37 **privileges on a physician's maintenance of certification or**
38 **maintenance of licensure.**

39 **5. No health carrier, as defined in section 376.1350,**
40 **shall condition physician reimbursement or participation in**
41 **the carrier's health plans on a physician's maintenance of**
42 **certification or maintenance of licensure.**

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