

# SENATE BILL NO. 875

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR BEAN.

4247S.01H

KRISTINA MARTIN, Secretary

## AN ACT

To repeal section 43.546, RSMo, and to enact in lieu thereof thirty-nine new sections relating to criminal background checks.

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

Section A. Section 43.546, RSMo, is repealed and thirty-nine new sections enacted in lieu thereof, to be known as sections 43.546, 43.549, 168.014, 190.106, 208.222, 209.324, 301.551, 311.661, 324.055, 324.129, 324.246, 324.488, 324.1105, 326.257, 330.025, 331.025, 332.015, 334.015, 334.403, 334.501, 334.701, 334.739, 334.805, 335.022, 335.042, 336.025, 337.018, 337.308, 337.605, 337.702, 338.052, 339.015, 339.510, 345.016, 374.711, 436.225, 443.702, 484.100, and 640.011, to read as follows:

43.546. 1. Any state agency, board, or commission may require the fingerprinting of applicants in specified occupations or appointments within the state agency, board, or commission for the purpose of positive identification and receiving criminal history record information when determining an applicant's ability or fitness to serve in such occupation or appointment.

2. In order to facilitate the criminal background check under subsection 1 of this section on any person employed or appointed by a state agency, board, or commission, **[and in accordance with section 43.543,]** the applicant or employee shall submit a set of fingerprints

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

13 collected under the standards determined by the Missouri  
14 highway patrol. The fingerprints and accompanying fees,  
15 unless otherwise arranged, shall be forwarded to the highway  
16 patrol to be used to search the state criminal history  
17 repository and the fingerprints shall be forwarded to the  
18 Federal Bureau of Investigation for a national criminal  
19 background check under section 43.540. Notwithstanding the  
20 provisions of section 610.120 **to the contrary**, all records  
21 related to any criminal history information discovered shall  
22 be accessible and available to the state agency making the  
23 request.

**43.549. The Missouri state highway patrol shall notify**  
2 **the office of athlete agents within the division of**  
3 **professional registration of the department of commerce and**  
4 **insurance of any criminal history record information or lack**  
5 **of criminal history record information discovered on the**  
6 **individual. Notwithstanding the provisions of section**  
7 **610.120 to the contrary, all records related to any criminal**  
8 **history information discovered shall be accessible and**  
9 **available to the office of athlete agents.**

168.014. 1. The state board of education shall  
2 require applicants to submit fingerprints to the Missouri  
3 state highway patrol for the purpose of conducting a state  
4 and federal fingerprint-based criminal history background  
5 check.

6 2. The state board of education may require that such  
7 fingerprint submissions be made as part of an application  
8 seeking a certificate of license to teach or substitute  
9 teach in public schools, as provided in sections 168.011,  
10 168.021, 168.036, and 168.133.

11 3. The fingerprints and any required fees shall be  
12 sent to the Missouri state highway patrol's central

13 repository. The fingerprints shall be used for searching  
14 the state criminal records repository and shall also be  
15 forwarded to the Federal Bureau of Investigation for a  
16 federal criminal records search under section 43.540. The  
17 Missouri state highway patrol shall notify the state board  
18 of education of any criminal history record information or  
19 lack of criminal history record information discovered on  
20 the individual. Notwithstanding the provisions of section  
21 610.120 to the contrary, all records related to any criminal  
22 history information discovered shall be accessible and  
23 available to the state board of education.

190.106. 1. The department of health and senior  
2 services shall require applicants to submit fingerprints to  
3 the Missouri state highway patrol for the purpose of  
4 conducting a state and federal fingerprint-based criminal  
5 history background check.

6 2. The department of health and senior services may  
7 require that such fingerprint submissions be made as part of  
8 an application seeking licensure as an emergency medical  
9 technician or "EMT", advanced emergency medical technician  
10 or "AEMT", a paramedic, and an application seeking  
11 certification as an emergency medical technician-community  
12 paramedic or "EMT-CP".

13 3. The fingerprints and any required fees shall be  
14 sent to the Missouri state highway patrol's central  
15 repository. The fingerprints shall be used for searching  
16 the state criminal records repository and shall also be  
17 forwarded to the Federal Bureau of Investigation for a  
18 federal criminal records search under section 43.540. The  
19 Missouri state highway patrol shall notify the department of  
20 health and senior services of any criminal history record  
21 information or lack of criminal history record information

22 discovered on the individual. Notwithstanding the  
23 provisions of section 610.120 to the contrary, all records  
24 related to any criminal history information discovered shall  
25 be accessible and available to the department of health and  
26 senior services.

208.222. 1. The Missouri Medicaid audit and  
2 compliance unit may require applicants to submit  
3 fingerprints to the Missouri state highway patrol for the  
4 purpose of conducting a state and federal fingerprint-based  
5 criminal history background check.

6 2. The Missouri Medicaid audit and compliance unit may  
7 require that such fingerprint submissions be made as part of  
8 an application seeking to be licensed as a MO HealthNet  
9 provider for the purpose of providing MO HealthNet services  
10 to eligible persons and obtaining from the department of  
11 social services or its divisions reimbursement for eligible  
12 services.

13 3. The fingerprints and any required fees shall be  
14 sent to the Missouri state highway patrol's central  
15 repository. The fingerprints shall be used for searching  
16 the state criminal records repository and shall also be  
17 forwarded to the Federal Bureau of Investigation for a  
18 federal criminal records search under section 43.540. The  
19 Missouri state highway patrol shall notify the Missouri  
20 Medicaid audit and compliance unit of any criminal history  
21 record information or lack of criminal history record  
22 information discovered on the individual. Notwithstanding  
23 the provisions of section 610.120 to the contrary, all  
24 records related to any criminal history information  
25 discovered shall be accessible and available to the Missouri  
26 Medicaid audit and compliance unit.

27           4. As used in this section, "provider" is any person,  
28 partnership, corporation, not-for-profit corporation,  
29 professional corporation, or other business entity that  
30 enters into a contract or provider agreement with the  
31 department of social services or its divisions to be  
32 licensed as a MO HealthNet provider for the purpose of  
33 providing services to eligible persons, and obtaining from  
34 the department of social services or its divisions  
35 reimbursement therefor.

209.324. 1. The state committee of interpreters shall  
2 require applicants to submit fingerprints to the Missouri  
3 state highway patrol for the purpose of conducting a state  
4 and federal fingerprint-based criminal history background  
5 check.

6           2. The state committee of interpreters may require  
7 that such fingerprint submissions be made as part of an  
8 application seeking licensure as an interpreter, as such  
9 term is defined in section 209.285, and temporary  
10 interpreter, as provided in section 209.326.

11           3. The fingerprints and any required fees shall be  
12 sent to the Missouri state highway patrol's central  
13 repository. The fingerprints shall be used for searching  
14 the state criminal records repository and shall also be  
15 forwarded to the Federal Bureau of Investigation for a  
16 federal criminal records search under section 43.540. The  
17 Missouri state highway patrol shall notify the committee of  
18 any criminal history record information or lack of criminal  
19 history record information discovered on the individual.  
20 Notwithstanding the provisions of section 610.120 to the  
21 contrary, all records related to any criminal history  
22 information discovered shall be accessible and available to  
23 the committee.

301.551. 1. The department of revenue shall require  
2 applicants to submit fingerprints to the Missouri state  
3 highway patrol for the purpose of conducting a state and  
4 federal fingerprint-based criminal history background check.

5 2. The department of revenue may require that such  
6 fingerprint submissions be made as part of an application  
7 seeking licensure for a new motor vehicle franchise dealer,  
8 used motor vehicle dealer, powersport dealer, wholesale  
9 motor vehicle dealer, motor vehicle dealer, public motor  
10 vehicle auction, recreational motor vehicle dealer, trailer  
11 dealer, boat dealer, manufacturer, or boat manufacturer.

12 3. The fingerprints and any required fees shall be  
13 sent to the Missouri state highway patrol's central  
14 repository. The fingerprints shall be used for searching  
15 the state criminal records repository and shall also be  
16 forwarded to the Federal Bureau of Investigation for a  
17 federal criminal records search under section 43.540. The  
18 Missouri state highway patrol shall notify the department of  
19 any criminal history record information or lack of criminal  
20 history record information discovered on the individual.  
21 Notwithstanding the provisions of section 610.120 to the  
22 contrary, all records related to any criminal history  
23 information discovered shall be accessible and available to  
24 the department.

311.661. 1. The division of alcohol and tobacco  
2 control shall require applicants for a liquor license or  
3 permit, as provided in this chapter, to submit fingerprints  
4 to the Missouri state highway patrol for the purpose of  
5 conducting a state and federal fingerprint-based criminal  
6 history background check.

7 2. The division of alcohol and tobacco control may  
8 require that such fingerprint submissions be made as part of

9 an application seeking a liquor license or permit, as  
10 provided in this chapter.

11 3. The fingerprints and any required fees shall be  
12 sent to the Missouri state highway patrol's central  
13 repository. The fingerprints shall be used for searching  
14 the state criminal records repository and shall also be  
15 forwarded to the Federal Bureau of Investigation for a  
16 federal criminal records search under section 43.540. The  
17 Missouri state highway patrol shall notify the division of  
18 alcohol and tobacco control of any criminal history record  
19 information or lack of criminal history record information  
20 discovered on the individual. Notwithstanding the  
21 provisions of section 610.120 to the contrary, all records  
22 related to any criminal history information discovered shall  
23 be accessible and available to the division of alcohol and  
24 tobacco control.

324.055. 1. The Missouri board of occupational  
2 therapy shall require applicants to submit fingerprints to  
3 the Missouri state highway patrol for the purpose of  
4 conducting a state and federal fingerprint-based criminal  
5 history background check.

6 2. The Missouri board of occupational therapy may  
7 require that such fingerprint submissions be made as part of  
8 an application seeking licensure as an occupational  
9 therapist, an occupational therapy assistant, or a limited  
10 permit to practice occupational therapy, as such terms are  
11 defined in section 324.050 and as provided in section  
12 324.077.

13 3. The fingerprints and any required fees shall be  
14 sent to the Missouri state highway patrol's central  
15 repository. The fingerprints shall be used for searching  
16 the state criminal records repository and shall also be

17 forwarded to the Federal Bureau of Investigation for a  
18 federal criminal records search under section 43.540. The  
19 Missouri state highway patrol shall notify the Missouri  
20 board of occupational therapy of any criminal history record  
21 information or lack of criminal history record information  
22 discovered on the individual. Notwithstanding the  
23 provisions of section 610.120 to the contrary, all records  
24 related to any criminal history information discovered shall  
25 be accessible and available to the Missouri board of  
26 occupational therapy.

324.129. 1. The state board of registration for the  
2 healing arts shall require applicants to submit fingerprints  
3 to the Missouri state highway patrol for the purpose of  
4 conducting a state and federal fingerprint-based criminal  
5 history background check.

6 2. The state board of registration for the healing  
7 arts may require that such fingerprint submissions be made  
8 as part of an application seeking licensure as a licensed  
9 clinical perfusionist, and provisional clinical licensed  
10 perfusionist.

11 3. The fingerprints and any required fees shall be  
12 sent to the Missouri state highway patrol's central  
13 repository. The fingerprints shall be used for searching  
14 the state criminal records repository and shall also be  
15 forwarded to the Federal Bureau of Investigation for a  
16 federal criminal records search under section 43.540. The  
17 Missouri state highway patrol shall notify the state board  
18 of registration for the healing arts of any criminal history  
19 record information or lack of criminal history record  
20 information discovered on the individual. Notwithstanding  
21 the provisions of section 610.120 to the contrary, all  
22 records related to any criminal history information

23 discovered shall be accessible and available to the state  
24 board of registration for the healing arts.

324.246. 1. The board of therapeutic massage shall  
2 require applicants to submit fingerprints to the Missouri  
3 state highway patrol for the purpose of conducting a state  
4 and federal fingerprint-based criminal history background  
5 check.

6 2. The board of therapeutic massage may require that  
7 such fingerprint submissions be made as part of an  
8 application seeking a license, provisional license, or  
9 student license, as a massage therapist, and a license as a  
10 massage business, as such terms are defined in section  
11 324.240 and as provided in sections 324.247 and 324.265.

12 3. The fingerprints and any required fees shall be  
13 sent to the Missouri state highway patrol's central  
14 repository. The fingerprints shall be used for searching  
15 the state criminal records repository and shall also be  
16 forwarded to the Federal Bureau of Investigation for a  
17 federal criminal records search under section 43.540. The  
18 Missouri state highway patrol shall notify the board of  
19 therapeutic massage of any criminal history record  
20 information or lack of criminal history record information  
21 discovered on the individual. Notwithstanding the  
22 provisions of section 610.120 to the contrary, all records  
23 related to any criminal history information discovered shall  
24 be accessible and available to the board of therapeutic  
25 massage.

324.488. 1. The state board of chiropractic examiners  
2 shall require applicants to submit fingerprints to the  
3 Missouri state highway patrol for the purpose of conducting  
4 a state and federal fingerprint-based criminal history  
5 background check.

6           2. The state board of chiropractic examiners may  
7 require that such fingerprint submissions be made as part of  
8 an application seeking licensure as an acupuncturist.

9           3. The fingerprints and any required fees shall be  
10 sent to the Missouri state highway patrol's central  
11 repository. The fingerprints shall be used for searching  
12 the state criminal records repository and shall also be  
13 forwarded to the Federal Bureau of Investigation for a  
14 federal criminal records search under section 43.540. The  
15 Missouri state highway patrol shall notify the state board  
16 of chiropractic examiners of any criminal history record  
17 information or lack of criminal history record information  
18 discovered on the individual. Notwithstanding the  
19 provisions of section 610.120 to the contrary, all records  
20 related to any criminal history information discovered shall  
21 be accessible and available to the state board of  
22 chiropractic examiners.

          324.1105. 1. The board of private investigator and  
2 private fire investigator examiners shall require applicants  
3 to submit fingerprints to the Missouri state highway patrol  
4 for the purpose of conducting a state and federal  
5 fingerprint-based criminal history background check.

6           2. The board of private investigator and private fire  
7 investigator examiners may require that such fingerprint  
8 submissions be made as part of an application seeking  
9 licensure as a private investigator, private investigator  
10 agency, private fire investigator, and private fire  
11 investigator agency.

12           3. The fingerprints and any required fees shall be  
13 sent to the Missouri state highway patrol's central  
14 repository. The fingerprints shall be used for searching  
15 the state criminal records repository and shall also be

16 forwarded to the Federal Bureau of Investigation for a  
17 federal criminal records search under section 43.540. The  
18 Missouri state highway patrol shall notify the board of  
19 private investigator and private fire investigator examiners  
20 of any criminal history record information or lack of  
21 criminal history record information discovered on the  
22 individual. Notwithstanding the provisions of section  
23 610.120 to the contrary, all records related to any criminal  
24 history information discovered shall be accessible and  
25 available to the board of private investigator and private  
26 fire investigator examiners.

326.257. 1. The Missouri state board of accountancy  
2 shall require applicants to submit fingerprints to the  
3 Missouri state highway patrol for the purpose of conducting  
4 a state and federal fingerprint-based criminal history  
5 background check.

6 2. The Missouri state board of accountancy may require  
7 that such fingerprint submissions be made as part of an  
8 application seeking licensure as a certified public  
9 accountant, and a permit for a certified public accounting  
10 firm.

11 3. The fingerprints and any required fees shall be  
12 sent to the Missouri state highway patrol's central  
13 repository. The fingerprints shall be used for searching  
14 the state criminal records repository and shall also be  
15 forwarded to the Federal Bureau of Investigation for a  
16 federal criminal records search under section 43.540. The  
17 Missouri state highway patrol shall notify the Missouri  
18 state board of accountancy of any criminal history record  
19 information or lack of criminal history information  
20 discovered on the individual. Notwithstanding the  
21 provisions of section 610.120 to the contrary, all records

22 related to any criminal history information discovered shall  
23 be accessible and available to the Missouri state board of  
24 accountancy.

330.025. 1. The board of podiatric medicine shall  
2 require applicants to submit fingerprints to the Missouri  
3 state highway patrol for the purpose of conducting a state  
4 and federal fingerprint-based criminal history background  
5 check.

6 2. The board of podiatric medicine may require that  
7 such fingerprint submissions be made as part of an  
8 application seeking a permanent license, or a temporary  
9 license, to practice podiatric medicine, or a permanent  
10 podiatric medicine license with ankle certification, as  
11 provided in sections 330.010, 330.020, 330.045, and 330.065.

12 3. The fingerprints and any required fees shall be  
13 sent to the Missouri state highway patrol's central  
14 repository. The fingerprints shall be used for searching  
15 the state criminal records repository and shall also be  
16 forwarded to the Federal Bureau of Investigation for a  
17 federal criminal records search under section 43.540. The  
18 Missouri state highway patrol shall notify the board of  
19 podiatric medicine of any criminal history record  
20 information or lack of criminal history record information  
21 discovered on the individual. Notwithstanding the  
22 provisions of section 610.120 to the contrary, all records  
23 related to any criminal history information discovered shall  
24 be accessible and available to the board of podiatric  
25 medicine.

331.025. 1. The state board of chiropractic examiners  
2 shall require applicants to submit fingerprints to the  
3 Missouri state highway patrol for the purpose of conducting

4 a state and federal fingerprint-based criminal history  
5 background check.

6 2. The state board of chiropractic examiners may  
7 require that such fingerprint submissions be made as part of  
8 an application seeking licensure to practice chiropractic,  
9 as such term is defined in section 331.010.

10 3. The fingerprints and any required fees shall be  
11 sent to the Missouri state highway patrol's central  
12 repository. The fingerprints shall be used for searching  
13 the state criminal records repository and shall also be  
14 forwarded to the Federal Bureau of Investigation for a  
15 federal criminal records search under section 43.540. The  
16 Missouri state highway patrol shall notify the state board  
17 of chiropractic examiners of any criminal history record  
18 information or lack of criminal history record information  
19 discovered on the individual. Notwithstanding the  
20 provisions of section 610.120 to the contrary, all records  
21 related to any criminal history information discovered shall  
22 be accessible and available to the state board of  
23 chiropractic examiners.

332.015. 1. The Missouri dental board shall require  
2 applicants to submit fingerprints to the Missouri state  
3 highway patrol for the purpose of conducting a state and  
4 federal fingerprint-based criminal history background check.

5 2. The Missouri dental board may require that such  
6 fingerprint submissions be made as part of an application  
7 seeking licensure as a dentist, a dental specialist, a  
8 volunteer dentist, a temporary dentist, a dental hygienist,  
9 a volunteer dental hygienist, a limited dental teaching  
10 license, and a dental faculty permit, as provided in  
11 sections 332.181, 332.171, 332.112, 332.201, 332.091,  
12 332.113, 332.425, and 332.183.

13           3. The fingerprints and any required fees shall be  
14 sent to the Missouri state highway patrol's central  
15 repository. The fingerprints shall be used for searching  
16 the state criminal records repository and shall also be  
17 forwarded to the Federal Bureau of Investigation for a  
18 federal criminal records search under section 43.540. The  
19 Missouri state highway patrol shall notify the Missouri  
20 dental board of any criminal history record information or  
21 lack of criminal history record information discovered on  
22 the individual. Notwithstanding the provisions of section  
23 610.120 to the contrary, all records related to any criminal  
24 history information discovered shall be accessible and  
25 available to the Missouri dental board.

          334.015. 1. The state board of registration for the  
2 healing arts shall require applicants to submit fingerprints  
3 to the Missouri state highway patrol for the purpose of  
4 conducting a state and federal fingerprint-based criminal  
5 history background check.

6           2. The state board of registration for the healing  
7 arts may require that such fingerprint submissions be made  
8 as part of an application for permanent license, temporary  
9 license, or limited license as a physician, and assistant  
10 physician, as provided in sections 334.035, 334.036,  
11 334.045, 334.046, and 334.112.

12           3. The fingerprints and any required fees shall be  
13 sent to the Missouri state highway patrol's central  
14 repository. The fingerprints shall be used for searching  
15 the state criminal records repository and shall also be  
16 forwarded to the Federal Bureau of Investigation for a  
17 federal criminal records search under section 43.540. The  
18 Missouri state highway patrol shall notify the state board  
19 of registration for the healing arts of any criminal history

20 record information or lack of criminal history record  
21 information discovered on the individual. Notwithstanding  
22 the provisions of section 610.120 to the contrary, all  
23 records related to any criminal history information  
24 discovered shall be accessible and available to the state  
25 board of registration for the healing arts.

334.403. 1. The state board of registration for the  
2 healing arts shall require applicants to submit fingerprints  
3 to the Missouri state highway patrol for the purpose of  
4 conducting a state and federal fingerprint-based criminal  
5 history background check.

6 2. The state board of registration for the healing  
7 arts may require that such fingerprint submissions be made  
8 as part of an application seeking licensure as an  
9 anesthesiologist assistant, as such term is defined in  
10 section 334.400, or a temporary anesthesiologist assistant,  
11 as provided in section 334.406.

12 3. The fingerprints and any required fees shall be  
13 sent to the Missouri state highway patrol's central  
14 repository. The fingerprints shall be used for searching  
15 the state criminal records repository and shall also be  
16 forwarded to the Federal Bureau of Investigation for a  
17 federal criminal records search under section 43.540. The  
18 Missouri state highway patrol shall notify the state board  
19 of registration for the healing arts of any criminal history  
20 record information or lack of criminal history record  
21 information discovered on the individual. Notwithstanding  
22 the provisions of section 610.120 to the contrary, all  
23 records related to any criminal history information  
24 discovered shall be accessible and available to the state  
25 board of registration for the healing arts.

334.501. 1. The state board of registration for the  
2 healing arts shall require applicants to submit fingerprints  
3 to the Missouri state highway patrol for the purpose of  
4 conducting a state and federal fingerprint-based criminal  
5 history background check.

6 2. The state board of registration for the healing  
7 arts may require that such fingerprint submissions be made  
8 as part of an application seeking a license, or temporary  
9 license, as a physical therapist, or physical therapist  
10 assistant, as such terms are defined in section 334.500 and  
11 as provided in section 334.550.

12 3. The fingerprints and any required fees shall be  
13 sent to the Missouri state highway patrol's central  
14 repository. The fingerprints shall be used for searching  
15 the state criminal records repository and shall also be  
16 forwarded to the Federal Bureau of Investigation for a  
17 federal criminal records search under section 43.540. The  
18 Missouri state highway patrol shall notify the state board  
19 of registration for the healing arts of any criminal history  
20 record information or lack of criminal history record  
21 information discovered on the individual. Notwithstanding  
22 the provisions of section 610.120 to the contrary, all  
23 records related to any criminal history information  
24 discovered shall be accessible and available to the state  
25 board of registration for the healing arts.

334.701. 1. The state board of registration for the  
2 healing arts shall require applicants to submit fingerprints  
3 to the Missouri state highway patrol for the purpose of  
4 conducting a state and federal fingerprint-based criminal  
5 history background check.

6 2. The state board of registration for the healing  
7 arts may require that such fingerprint submissions be made

8 as part of an application seeking licensure as an athletic  
9 trainer.

10 3. The fingerprints and any required fees shall be  
11 sent to the Missouri state highway patrol's central  
12 repository. The fingerprints shall be used for searching  
13 the state criminal records repository and shall also be  
14 forwarded to the Federal Bureau of Investigation for a  
15 federal criminal records search under section 43.540. The  
16 Missouri state highway patrol shall notify the state board  
17 of registration for the healing arts of any criminal history  
18 record information or lack of criminal history record  
19 information discovered on the individual. Notwithstanding  
20 the provisions of section 610.120 to the contrary, all  
21 records related to any criminal history information  
22 discovered shall be accessible and available to the state  
23 board of registration for the healing arts.

334.739. 1. The state board of registration for the  
2 healing arts shall require applicants to submit fingerprints  
3 to the Missouri state highway patrol for the purpose of  
4 conducting a state and federal fingerprint-based criminal  
5 history background check.

6 2. The state board of registration for the healing  
7 arts may require that such fingerprint submissions be made  
8 as part of an application seeking a license, or temporary  
9 license, as a physician assistant, as such term is defined  
10 in section 334.735 and as provided in section 334.736.

11 3. The fingerprints and any required fees shall be  
12 sent to the Missouri state highway patrol's central  
13 repository. The fingerprints shall be used for searching  
14 the state criminal records repository and shall also be  
15 forwarded to the Federal Bureau of Investigation for a  
16 federal criminal records search under section 43.540. The

17 Missouri state highway patrol shall notify the state board  
18 of registration for the healing arts of any criminal history  
19 record information or lack of criminal history record  
20 information discovered on the individual. Notwithstanding  
21 the provisions of section 610.120 to the contrary, all  
22 records related to any criminal history information  
23 discovered shall be accessible and available the state board  
24 of registration for the healing arts.

334.805. 1. The Missouri board for respiratory care  
2 shall require applicants to submit fingerprints to the  
3 Missouri state highway patrol for the purpose of conducting  
4 a state and federal fingerprint-based criminal history  
5 background check.

6 2. The Missouri board for respiratory care may require  
7 that such fingerprint submissions be made as part of an  
8 application seeking licensure as a respiratory care  
9 practitioner, an educational permit to practice respiratory  
10 care, or a temporary permit to practice respiratory care, as  
11 such terms are defined in section 334.800 and as provided in  
12 section 334.890.

13 3. The fingerprints and any required fees shall be  
14 sent to the Missouri state highway patrol's central  
15 repository. The fingerprints shall be used for searching  
16 the state criminal records repository and shall also be  
17 forwarded to the Federal Bureau of Investigation for a  
18 federal criminal records search under section 43.540. The  
19 Missouri state highway patrol shall notify the Missouri  
20 board for respiratory care of any criminal history record  
21 information or lack of criminal history record information  
22 discovered on the individual. Notwithstanding the  
23 provisions of section 610.120 to the contrary, all records  
24 related to any criminal history information discovered shall

25 be accessible and available to the Missouri board for  
26 respiratory care.

335.022. 1. The state board of nursing shall require  
2 applicants to submit fingerprints to the Missouri state  
3 highway patrol for the purpose of conducting a state and  
4 federal fingerprint-based criminal history background check  
5 for employment purposes with the state board of nursing.

6 2. The fingerprints and any required fees shall be  
7 sent to the Missouri state highway patrol's central  
8 repository. The fingerprints shall be used for searching  
9 the state criminal records repository and shall also be  
10 forwarded to the Federal Bureau of Investigation for a  
11 federal criminal records search under section 43.540. The  
12 Missouri state highway patrol shall notify the state board  
13 of nursing of any criminal history record information or  
14 lack of criminal history record information discovered on  
15 the individual. Notwithstanding the provisions of section  
16 610.120 to the contrary, all records related to any criminal  
17 history information discovered shall be accessible and  
18 available to the state board of nursing.

335.042. 1. The state board of nursing shall require  
2 nursing applicants to submit fingerprints to the Missouri  
3 state highway patrol for the purpose of conducting a state  
4 and federal fingerprint-based criminal history background  
5 check.

6 2. The state board of nursing may require that such  
7 fingerprint submissions be made as part of an application  
8 seeking licensure to practice as a registered nurse,  
9 practical nurse, and advanced practice registered nurse.

10 3. The fingerprints and any required fees shall be  
11 sent to the Missouri state highway patrol's central  
12 repository. The fingerprints shall be used for searching

13 the state criminal records repository and shall also be  
14 forwarded to the Federal Bureau of Investigation for a  
15 federal criminal records search under section 43.540. The  
16 Missouri state highway patrol shall notify the state board  
17 of nursing of any criminal history record information or  
18 lack of criminal history record information discovered on  
19 the individual. Notwithstanding the provisions of section  
20 610.120 to the contrary, all records related to any criminal  
21 history information discovered shall be accessible and  
22 available to the state board of nursing.

336.025. 1. The state board of optometry shall  
2 require applicants to submit fingerprints to the Missouri  
3 state highway patrol for the purpose of conducting a state  
4 and federal fingerprint-based criminal history background  
5 check.

6 2. The state board of optometry may require that such  
7 fingerprint submissions be made as part of an application  
8 seeking licensure as an optometrist, as provided in sections  
9 336.010 and 336.020.

10 3. The fingerprints and any required fees shall be  
11 sent to the Missouri state highway patrol's central  
12 repository. The fingerprints shall be used for searching  
13 the state criminal records repository and shall also be  
14 forwarded to the Federal Bureau of Investigation for a  
15 federal criminal records search under section 43.540. The  
16 Missouri state highway patrol shall notify the state board  
17 of optometry of any criminal history record information or  
18 lack of criminal history record information discovered on  
19 the individual. Notwithstanding the provisions of section  
20 610.120 to the contrary, all records related to any criminal  
21 history information discovered shall be accessible and  
22 available to the state board of optometry.

337.018. 1. The state committee of psychologists shall require applicants to submit fingerprints to the Missouri state highway patrol for the purpose of conducting a state and federal fingerprint-based criminal history background check.

2. The state committee of psychologists may require that such fingerprint submissions be made as part of an application seeking licensure as a psychologist, provisional psychologist, and temporary psychologist.

3. The fingerprints and any required fees shall be sent to the Missouri state highway patrol's central repository. The fingerprints shall be used for searching the state criminal records repository and shall also be forwarded to the Federal Bureau of Investigation for a federal criminal records search under section 43.540. The Missouri state highway patrol shall notify the state committee of psychologists of any criminal history record information or lack of criminal history record information discovered on the individual. Notwithstanding the provisions of section 610.120 to the contrary, all records related to any criminal history information discovered shall be accessible and available to the state committee of psychologists.

337.308. 1. The behavior analyst advisory board shall require applicants to submit fingerprints to the Missouri state highway patrol for the purpose of conducting a state and federal fingerprint-based criminal history background check.

2. The behavior analyst advisory board may require that such fingerprint submissions be made as part of an application seeking licensure, provisional licensure, or

9 temporary licensure as a licensed behavior analyst or a  
10 licensed assistant behavior analyst.

11 3. The fingerprints and any required fees shall be  
12 sent to the Missouri state highway patrol's central  
13 repository. The fingerprints shall be used for searching  
14 the state criminal records repository and shall also be  
15 forwarded to the Federal Bureau of Investigation for a  
16 federal criminal records search under section 43.540. The  
17 Missouri state highway patrol shall notify the behavior  
18 analyst advisory board of any criminal history record  
19 information or lack of criminal history record information  
20 discovered on the individual. Notwithstanding the  
21 provisions of section 610.120 to the contrary, all records  
22 related to any criminal history information discovered shall  
23 be accessible and available to the behavior analyst advisory  
24 board.

337.605. 1. The state committee for social workers  
2 shall require applicants to submit fingerprints to the  
3 Missouri state highway patrol for the purpose of conducting  
4 a state and federal fingerprint-based criminal history  
5 background check.

6 2. The state committee for social workers may require  
7 that such fingerprint submissions be made as part of an  
8 application seeking a license, or a temporary permit, to  
9 practice as a clinical social worker, advanced macro social  
10 worker, master social worker, and baccalaureate social  
11 worker, as such terms are defined in section 337.600 and as  
12 provided in 337.621.

13 3. The fingerprints and any required fees shall be  
14 sent to the Missouri state highway patrol's central  
15 repository. The fingerprints shall be used for searching  
16 the state criminal records repository and shall also be

17 forwarded to the Federal Bureau of Investigation for a  
18 federal criminal records search under section 43.540. The  
19 Missouri state highway patrol shall notify the state  
20 committee for social workers of any criminal history record  
21 information or lack of criminal history record information  
22 discovered on the individual. Notwithstanding the  
23 provisions of section 610.120 to the contrary, all records  
24 related to any criminal history information discovered shall  
25 be accessible and available to the state committee for  
26 social workers.

337.702. 1. The state committee of marital and family  
2 therapists shall require applicants to submit fingerprints  
3 to the Missouri state highway patrol for the purpose of  
4 conducting a state and federal fingerprint-based criminal  
5 history background check.

6 2. The state committee of marital and family  
7 therapists may require that such fingerprint submissions be  
8 made as part of an application seeking licensure as a  
9 licensed marital and family therapist or provisional  
10 licensed marital and family therapist.

11 3. The fingerprints and any required fees shall be  
12 sent to the Missouri state highway patrol's central  
13 repository. The fingerprints shall be used for searching  
14 the state criminal records repository and shall also be  
15 forwarded to the Federal Bureau of Investigation for a  
16 federal criminal records search under section 43.540. The  
17 Missouri state highway patrol shall notify the state  
18 committee of marital and family therapists of any criminal  
19 history record information or lack of criminal history  
20 record information discovered on the individual.  
21 Notwithstanding the provisions of section 610.120 to the  
22 contrary, all records related to any criminal history

23 information discovered shall be accessible and available to  
24 the state committee of marital and family therapists.

338.052. 1. The board of pharmacy may require  
2 applicants to submit fingerprints to the Missouri state  
3 highway patrol for the purpose of conducting a state and  
4 federal fingerprint-based criminal history background check.

5 2. The board of pharmacy may require that such  
6 fingerprint submissions be made as part of an application  
7 seeking a license to practice pharmacy as a pharmacist, a  
8 certificate of registration as a pharmacist technician, a  
9 license as an intern pharmacist, a license as a wholesale  
10 drug distributor, a license as a third-party logistics  
11 provider, a license as a temporary pharmacist, a permit for  
12 the practice of pharmacy to be conducted at a pharmacy, and  
13 a license as a drug outsourcer, as provided in sections  
14 338.010, 338.013, 338.035, 338.043, 338.050, 338.210, and  
15 338.330, and a manager-in-charge, manager, or owner of a  
16 wholesale drug distributor facility or third-party logistics  
17 provider facility.

18 3. The fingerprints and any required fees shall be  
19 sent to the Missouri state highway patrol's central  
20 repository. The fingerprints shall be used for searching  
21 the state criminal records repository and shall also be  
22 forwarded to the Federal Bureau of Investigation for a  
23 federal criminal records search under section 43.540. The  
24 Missouri state highway patrol shall notify the board of  
25 pharmacy of any criminal history record information or lack  
26 of criminal history record information discovered on the  
27 individual. Notwithstanding the provisions of section  
28 610.120 to the contrary, all records related to any criminal  
29 history information discovered shall be accessible and  
30 available to the board of pharmacy.

31           4. For the purposes of this section, the following  
32 terms shall mean:

33           (1) "Manager-in-charge", a person who directly  
34 supervises a licensed drug distributor facility, or a third-  
35 party logistics provider, as such term is defined in section  
36 338.330, and whose fingerprints are required by federal or  
37 state law for licensure of a drug distributor or third-party  
38 logistics provider facility;

39           (2) "Third-party logistics provider facility manager",  
40 a person who is a manager and direct supervisor of a  
41 licensed third-party logistics provider, as such term is  
42 defined in section 338.330, and whose fingerprints are  
43 required by federal and state law for licensure of a third-  
44 party logistics facility;

45           (3) "Third-party logistics facility owner", a person  
46 who is an owner with greater than ten percent ownership  
47 interest of a licensed third-party logistics provider, as  
48 such term is defined in section 338.330, and whose  
49 fingerprints are required by federal and state law for  
50 licensure of a third-party logistics facility;

51           (4) "Wholesale drug distributor facility manager", a  
52 person who is a manager of a licensed third-party logistics  
53 provider, as such term is defined in section 338.330, and  
54 whose fingerprints are required by federal or state law for  
55 licensure of a drug distributor facility;

56           (5) "Wholesale drug distributor facility owner", a  
57 person who is an owner with greater than ten percent  
58 ownership interest of a licensed wholesale drug distributor  
59 facility, as such term is defined in section 338.330, and  
60 whose fingerprints are required by federal or state law for  
61 licensure of a wholesale drug distributor facility.

339.015. 1. The Missouri real estate commission shall  
2 require applicants to submit fingerprints to the Missouri  
3 state highway patrol for the purpose of conducting a state  
4 and federal fingerprint-based criminal history background  
5 check.

6 2. The Missouri real estate commission may require  
7 that such fingerprint submissions be made as part of an  
8 application seeking licensure as a real estate broker, real  
9 estate salesperson, and real estate broker-salesperson, as  
10 such terms are defined in section 339.010 and as provided in  
11 sections 339.030 and 339.040.

12 3. The fingerprints and any required fees shall be  
13 sent to the Missouri state highway patrol's central  
14 repository. The fingerprints shall be used for searching  
15 the state criminal records repository and shall also be  
16 forwarded to the Federal Bureau of Investigation for a  
17 federal criminal records search under section 43.540. The  
18 Missouri state highway patrol shall notify the Missouri real  
19 estate commission of any criminal history record information  
20 or lack of criminal history record information discovered on  
21 the individual. Notwithstanding the provisions of section  
22 610.120 to the contrary, all records related to any criminal  
23 history information discovered shall be accessible and  
24 available to the Missouri real estate commission.

339.510. 1. The Missouri real estate appraisers  
2 commission shall require applicants to submit fingerprints  
3 to the Missouri state highway patrol for the purpose of  
4 conducting a state and federal fingerprint-based criminal  
5 history background check.

6 2. The Missouri real estate appraisers commission may  
7 require that such fingerprint submissions be made as part of  
8 an application seeking licensure as a state-certified

9 residential real estate appraiser, a state-certified  
10 residential appraiser trainee, a state-certified general  
11 real estate appraiser, a state-certified general appraiser  
12 trainee, a real estate appraiser, a state-licensed appraiser  
13 trainee, an appraisal management company, and a controlling  
14 person of an appraisal management company.

15 3. The fingerprints and any required fees shall be  
16 sent to the Missouri state highway patrol's central  
17 repository. The fingerprints shall be used for searching  
18 the state criminal records repository and shall also be  
19 forwarded to the Federal Bureau of Investigation for a  
20 federal criminal records search under section 43.540. The  
21 Missouri state highway patrol shall notify the Missouri real  
22 estate appraisers commission of any criminal history record  
23 information or lack of criminal history record information  
24 discovered on the individual. Notwithstanding the  
25 provisions of section 610.120 to the contrary, all records  
26 related to any criminal history information discovered shall  
27 be accessible and available to the Missouri real estate  
28 appraisers commission.

345.016. 1. The state board of registration for the  
2 healing arts shall require applicants to submit fingerprints  
3 to the Missouri state highway patrol for the purpose of  
4 conducting a state and federal fingerprint-based criminal  
5 history background check.

6 2. The state board of registration for the healing  
7 arts may require that such fingerprint submissions be made  
8 as part of an application seeking a license, or provisional  
9 license, as an audiologist, an audiology aide, a speech-  
10 language pathologist, a speech-language pathology aide, and  
11 a speech-language pathology assistant, as such terms are

12 defined in section 345.015 and as provided in sections  
13 345.021 and 345.085.

14 3. The fingerprints and any required fees shall be  
15 sent to the Missouri state highway patrol's central  
16 repository. The fingerprints shall be used for searching  
17 the state criminal records repository and shall also be  
18 forwarded to the Federal Bureau of Investigation for a  
19 federal criminal records search under section 43.540. The  
20 Missouri state highway patrol shall notify the state board  
21 of registration for the healing arts of any criminal history  
22 record information or lack of criminal history record  
23 information discovered on the individual. Notwithstanding  
24 the provisions of section 610.120 to the contrary, all  
25 records related to any criminal history information  
26 discovered shall be accessible and available to the state  
27 board of registration for the healing arts.

374.711. 1. The department of commerce and insurance  
2 shall require applicants for a license, and may require  
3 applicants for renewal of a license, to submit fingerprints  
4 to the Missouri state highway patrol for the purpose of  
5 conducting a state and federal fingerprint-based criminal  
6 history background check.

7 2. The department may require that such fingerprint  
8 submissions be made as part of an application seeking a  
9 license, or renewal of a license, for a general bail bond  
10 agent, a bail bond agent, or a surety recovery agent.

11 3. The fingerprints and any required fees shall be  
12 sent to the Missouri state highway patrol's central  
13 repository. The fingerprints shall be used for searching  
14 the state criminal records repository and shall also be  
15 forwarded to the Federal Bureau of Investigation for a  
16 federal criminal records search under section 43.540. The

17 Missouri state highway patrol shall notify the department of  
18 any criminal history record information or lack of criminal  
19 history record information discovered on the individual.  
20 Notwithstanding the provisions of section 610.120 to the  
21 contrary, all records related to any criminal history  
22 information discovered shall be accessible and available to  
23 the department.

436.225. 1. The office of athlete agents within the  
2 division of professional registration of the department of  
3 commerce and insurance shall require applicants to submit  
4 fingerprints to the Missouri state highway patrol for the  
5 purpose of conducting a state and federal fingerprint-based  
6 criminal history background check.

7 2. The office of athlete agents may require that such  
8 fingerprint submissions be made as part of an application  
9 seeking licensure as an athlete agent.

10 3. The fingerprints and any required fees shall be  
11 sent to the Missouri state highway patrol's central  
12 repository. The fingerprints shall be used for searching  
13 the state criminal records repository and shall also be  
14 forwarded to the Federal Bureau of Investigation for a  
15 federal criminal records search under this section.

443.702. 1. The Missouri division of finance, in  
2 addition to the authority granted to the director in  
3 sections 443.701 to 443.893, may require applicants seeking  
4 licensure as a mortgage loan broker, or mortgage loan  
5 originator, to submit fingerprints to the Missouri state  
6 highway patrol for the purpose of conducting a state and  
7 federal fingerprint-based criminal history background check.

8 2. The fingerprints and any required fees shall be  
9 sent to the Missouri state highway patrol's central  
10 repository. The fingerprints shall be used for searching

11 the state criminal records repository and shall also be  
12 forwarded to the Federal Bureau of Investigation for a  
13 federal criminal records search under section 43.540. The  
14 Missouri state highway patrol shall notify the division of  
15 finance of any criminal history record information or lack  
16 of criminal history record information discovered on the  
17 individual. Notwithstanding the provisions of section  
18 610.120 to the contrary, all records related to any criminal  
19 history information discovered shall be accessible and  
20 available to the division of finance.

484.100. 1. The supreme court may submit fingerprints  
2 to the Missouri state highway patrol for the purpose of  
3 conducting a state and federal fingerprint-based criminal  
4 history background check.

2. The supreme court may require that such fingerprint  
6 submissions be made as part of an application seeking  
7 admission or reinstatement to the Missouri Bar for purposes  
8 of licensure to practice law as an attorney or counselor in  
9 this state.

10 3. The fingerprints and any required fees shall be  
11 sent to the Missouri state highway patrol's central  
12 repository. The fingerprints shall be used for searching  
13 the state criminal records repository and shall also be  
14 forwarded to the Federal Bureau of Investigation for a  
15 federal criminal records search under section 43.540. The  
16 Missouri state highway patrol shall notify the supreme court  
17 of Missouri of any criminal history record information or  
18 lack of criminal history record information discovered on  
19 the individual. Notwithstanding the provisions of section  
20 610.120 to the contrary, all records related to any criminal  
21 history information discovered shall be accessible and  
22 available to the supreme court.

640.011. 1. The department of natural resources shall  
2 require applicants to submit fingerprints to the Missouri  
3 state highway patrol for the purpose of conducting a state  
4 and federal fingerprint-based criminal history background  
5 check.

6 2. The department of natural resources may require  
7 that such fingerprint submission be made as part of an  
8 application seeking employment or to volunteer with the  
9 department.

10 3. The fingerprints and any required fees shall be  
11 sent to the Missouri state highway patrol's central  
12 repository. The fingerprints shall be used for searching  
13 the state criminal record repository and shall also be  
14 forwarded to the Federal Bureau of Investigation for a  
15 federal criminal records search under section 43.540. The  
16 Missouri state highway patrol shall notify the department of  
17 natural resources of any criminal history record information  
18 or lack of criminal history record information discovered on  
19 the individual. Notwithstanding the provisions of section  
20 610.120 to the contrary, all records related to any criminal  
21 history information discovered shall be accessible and  
22 available to the department of natural resources.

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