

SENATE BILL NO. 283

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR BROWN (26).

1402S.01I

KRISTINA MARTIN, Secretary

AN ACT

To repeal section 324.009, RSMo, and to enact in lieu thereof one new section relating to licensure reciprocity for spouses of law enforcement officers.

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

Section A. Section 324.009, RSMo, is repealed and one new
2 section enacted in lieu thereof, to be known as section 324.009,
3 to read as follows:

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

3 (1) "License", a license, certificate, registration,
4 permit, accreditation, or military occupational speciality
5 that enables a person to legally practice an occupation or
6 profession in a particular jurisdiction;

7 (2) "Military", the Armed Forces of the United States
8 including the Air Force, Army, Coast Guard, Marine Corps,
9 Navy, Space Force, National Guard and any other military
10 branch that is designated by Congress as part of the Armed
11 Forces of the United States, and all reserve components and
12 auxiliaries. Such term also includes the military reserves
13 and militia of any United States territory or state;

14 (3) **"Missouri law enforcement officer", any person**
15 **employed by or otherwise serving in a position for the state**
16 **or a local governmental entity as a police officer, peace**
17 **officer certified under chapter 590, auxiliary police**
18 **officer, sheriff, sheriff's deputy, member of the patrol as**

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

19 that term is defined in section 43.010, or in some like
20 position involving the enforcement of the law and protection
21 of the public interest at the risk of that person's life and
22 who is a permanent resident of the state of Missouri or who
23 is domiciled in the state of Missouri;

24 (4) "Nonresident military spouse", a nonresident
25 spouse of an active duty member of the Armed Forces of the
26 United States who has been transferred or is scheduled to be
27 transferred to the state of Missouri, or who has been
28 transferred or is scheduled to be transferred to an adjacent
29 state and is or will be domiciled in the state of Missouri,
30 or has moved to the state of Missouri on a permanent change-
31 of-station basis;

32 [(4)] (5) "Oversight body", any board, department,
33 agency, or office of a jurisdiction that issues licenses;

34 [(5)] (6) "Resident military or law enforcement
35 spouse", a spouse of an active duty member of the Armed
36 Forces of the United States who has been transferred or is
37 scheduled to be transferred to the state of Missouri or an
38 adjacent state and who is a permanent resident of the state
39 of Missouri, who is domiciled in the state of Missouri, or
40 who has Missouri as his or her home of record or a spouse of
41 a Missouri law enforcement officer who is a permanent
42 resident of the state of Missouri, who is domiciled in the
43 state of Missouri, or who has Missouri as his or her home of
44 record.

45 2. Any person who holds a valid current license issued
46 by another state, a branch or unit of the military, a
47 territory of the United States, or the District of Columbia,
48 and who has been licensed for at least one year in such
49 other jurisdiction, may submit an application for a license
50 in Missouri in the same occupation or profession, and at the

51 same practice level, for which he or she holds the current
52 license, along with proof of current licensure and proof of
53 licensure for at least one year in the other jurisdiction,
54 to the relevant oversight body in this state.

55 3. The oversight body in this state shall:

56 (1) Within six months of receiving an application
57 described in subsection 2 of this section, waive any
58 examination, educational, or experience requirements for
59 licensure in this state for the applicant if it determines
60 that there were minimum education requirements and, if
61 applicable, work experience and clinical supervision
62 requirements in effect and the other state verifies that the
63 person met those requirements in order to be licensed or
64 certified in that state. An oversight body that administers
65 an examination on laws of this state as part of its
66 licensing application requirement may require an applicant
67 to take and pass an examination specific to the laws of this
68 state; or

69 (2) Within thirty days of receiving an application
70 described in subsection 2 of this section from a nonresident
71 military **or law enforcement** spouse or a resident military
72 spouse, waive any examination, educational, or experience
73 requirements for licensure in this state for the applicant
74 and issue such applicant a license under this section if
75 such applicant otherwise meets the requirements of this
76 section.

77 4. (1) The oversight body shall not waive any
78 examination, educational, or experience requirements for any
79 applicant who has had his or her license revoked by an
80 oversight body outside the state; who is currently under
81 investigation, who has a complaint pending, or who is
82 currently under disciplinary action, except as provided in

83 subdivision (2) of this subsection, with an oversight body
84 outside the state; who does not hold a license in good
85 standing with an oversight body outside the state; who has a
86 criminal record that would disqualify him or her for
87 licensure in Missouri; or who does not hold a valid current
88 license in the other jurisdiction on the date the oversight
89 body receives his or her application under this section.

90 (2) If another jurisdiction has taken disciplinary
91 action against an applicant, the oversight body shall
92 determine if the cause for the action was corrected and the
93 matter resolved. If the matter has not been resolved by
94 that jurisdiction, the oversight body may deny a license
95 until the matter is resolved.

96 5. Nothing in this section shall prohibit the
97 oversight body from denying a license to an applicant under
98 this section for any reason described in any section
99 associated with the occupation or profession for which the
100 applicant seeks a license.

101 6. Any person who is licensed under the provisions of
102 this section shall be subject to the applicable oversight
103 body's jurisdiction and all rules and regulations pertaining
104 to the practice of the licensed occupation or profession in
105 this state.

106 7. This section shall not be construed to waive any
107 requirement for an applicant to pay any fees, post any bonds
108 or surety bonds, or submit proof of insurance associated
109 with the license the applicant seeks.

110 8. This section shall not apply to business,
111 professional, or occupational licenses issued or required by
112 political subdivisions.

113 9. The provisions of this section shall not impede an
114 oversight body's authority to require an applicant to submit
115 fingerprints as part of the application process.

116 10. The provisions of this section shall not apply to
117 an oversight body that has entered into a licensing compact
118 with another state for the regulation of practice under the
119 oversight body's jurisdiction. The provisions of this
120 section shall not be construed to alter the authority
121 granted by, or any requirements promulgated pursuant to, any
122 interjurisdictional or interstate compacts adopted by
123 Missouri statute or any reciprocity agreements with other
124 states in effect on August 28, 2018, and whenever possible
125 this section shall be interpreted so as to imply no conflict
126 between it and any compact, or any reciprocity agreements
127 with other states in effect on August 28, 2018.

128 11. Notwithstanding any other provision of law, a
129 license issued under this section shall be valid only in
130 this state and shall not make a licensee eligible to be part
131 of an interstate compact. An applicant who is licensed in
132 another state pursuant to an interstate compact shall not be
133 eligible for licensure by an oversight body under the
134 provisions of this section.

135 12. The provisions of this section shall not apply to
136 any occupation set forth in subsection 6 of section 290.257,
137 or any electrical contractor licensed under sections 324.900
138 to 324.945.

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