

# SENATE BILL NO. 636

## 103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR GREGORY (21).

2467S.01H

KRISTINA MARTIN, Secretary

### AN ACT

To repeal sections 43.546, 210.482, 210.487, and 590.060, RSMo, and to enact in lieu thereof forty-two new sections relating to criminal background checks.

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

Section A. Sections 43.546, 210.482, 210.487, and  
2 590.060, RSMo, are repealed and forty-two new sections enacted  
3 in lieu thereof, to be known as sections 43.546, 168.014,  
4 190.106, 208.222, 209.324, 210.482, 210.487, 301.551, 324.055,  
5 324.129, 324.246, 324.488, 324.1105, 326.257, 330.025, 331.025,  
6 332.015, 334.015, 334.403, 334.501, 334.701, 334.739, 334.805,  
7 335.022, 335.042, 336.025, 337.018, 337.308, 337.501, 337.605,  
8 337.702, 338.052, 339.015, 339.510, 345.016, 374.711, 436.225,  
9 443.702, 476.802, 484.125, 590.060, and 640.011, to read as  
10 follows:

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

2. In order to facilitate the criminal background  
9 check under subsection 1 of this section on any person  
10 employed or appointed by a state agency, board, or  
11 commission, [and in accordance with section 43.543,] the

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

12 applicant or employee shall submit a set of fingerprints  
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.

168.014. 1. **The state board of education may require**  
2 **that fingerprint submissions be made as part of an**  
3 **application seeking a certificate of license to teach or**  
4 **substitute teach in public schools, as provided in sections**  
5 **168.011, 168.021, and 168.036 and as required by section**  
6 **168.133.**

7 2. **If the state board of education requires that**  
8 **fingerprint submissions be made as part of such application,**  
9 **the state board of education shall require applicants to**  
10 **submit the fingerprints to the Missouri state highway patrol**  
11 **for the purpose of conducting a state and federal**  
12 **fingerprint-based criminal history background check.**

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 board**  
20 **of education 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 state board of education.

190.106. 1. The department of health and senior  
2 services may require that fingerprint submissions be made as  
3 part of an application seeking licensure as an emergency  
4 medical technician or "EMT", an advanced emergency medical  
5 technician or "AEMT", or a paramedic, and an application  
6 seeking certification as an emergency medical technician-  
7 community paramedic or "EMT-CP", as such terms are defined  
8 in section 190.100.

9 2. If the department of health and senior services  
10 requires that fingerprint submissions be made as part of  
11 such application, the department of health and senior  
12 services shall require applicants to submit the fingerprints  
13 to the Missouri state highway patrol for the purpose of  
14 conducting a state and federal fingerprint-based criminal  
15 history background check.

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

28 be accessible and available to the department of health and  
29 senior services.

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

9 2. If the Missouri Medicaid audit and compliance unit  
10 within the department of social services requires that  
11 fingerprint submissions be made as part of such application,  
12 the Missouri Medicaid audit and compliance unit within the  
13 department of social services shall require applicants to  
14 submit the fingerprints to the Missouri state highway patrol  
15 for the purpose of conducting a state and federal  
16 fingerprint-based criminal history background check.

17 3. The fingerprints and any required fees shall be  
18 sent to the Missouri state highway patrol's central  
19 repository. The fingerprints shall be used for searching  
20 the state criminal records repository and shall also be  
21 forwarded to the Federal Bureau of Investigation for a  
22 federal criminal records search under section 43.540. The  
23 Missouri state highway patrol shall notify the Missouri  
24 Medicaid audit and compliance unit within the department of  
25 social services of any criminal history record information  
26 or lack of criminal history record information discovered on  
27 the 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 Missouri Medicaid audit and compliance unit  
31 within the department of social services.

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

34 (1) "MO HealthNet provider", an individual or business  
35 that enters into a contractor provider agreement with the  
36 department of social services or its divisions for the  
37 purpose of providing services to eligible persons and  
38 obtaining from the department of social services or its  
39 divisions reimbursement for such services;

40 (2) "MO HealthNet services", medical services defined  
41 and determined by the department of social services or  
42 listed specifically in section 208.152 in which eligible  
43 persons receive as part of their Missouri Medicaid coverage.

209.324. 1. The state committee of interpreters may  
2 require that fingerprint submissions be made as part of an  
3 application seeking licensure as an interpreter, as such  
4 term is defined in section 209.285, and temporary  
5 interpreter, as provided in section 209.326.

6 2. If the state committee of interpreters requires  
7 that fingerprint submissions be made as part of such  
8 application, the state committee of interpreters shall  
9 require applicants to submit the fingerprints to the  
10 Missouri state highway patrol for the purpose of conducting  
11 a state and federal fingerprint-based criminal history  
12 background check.

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

210.482. 1. If the emergency placement of a child in  
2 a private home is necessary due to the unexpected absence of  
3 the child's parents, legal guardian, or custodian, the  
4 juvenile court or children's division **of the department of**  
5 **social services:**

6 (1) May request that a local or state law enforcement  
7 agency or juvenile officer[, subject to any required federal  
8 authorization,] immediately conduct a name-based criminal  
9 history record check to include full orders of protection  
10 and outstanding warrants of each person over the age of  
11 [seventeen] **eighteen** residing in the home by using the  
12 Missouri uniform law enforcement system (MULES) and the  
13 National Crime Information Center to access the Interstate  
14 Identification Index **(III)** maintained by the Federal Bureau  
15 of Investigation; and

16 (2) Shall determine or, in the case of the juvenile  
17 court, shall request the division to determine whether any  
18 person over the age of [seventeen] **eighteen** years residing  
19 in the home is listed on the child abuse and neglect  
20 registry. For any children less than [seventeen] **eighteen**  
21 years of age residing in the home, the children's division  
22 shall inquire of the person with whom an emergency placement  
23 of a child will be made whether any children less than  
24 [seventeen] **eighteen** years of age residing in the home have

25 ever been certified as an adult and convicted of or pled  
26 guilty or nolo contendere to any crime.

27 2. If a name-based search has been conducted pursuant  
28 to subsection 1 of this section, within fifteen calendar  
29 days **of the Interstate Identification Index (III) name-based**  
30 **check**, after the emergency placement of the child in the  
31 private home, and if the private home has not previously  
32 been approved as a foster or adoptive home, all persons over  
33 the age of [seventeen] **eighteen** residing in the home and all  
34 children less than [seventeen] **eighteen** residing in the home  
35 who the **children's** division has determined have been  
36 certified as an adult for the commission of a crime shall  
37 [report to a local law enforcement agency for the purpose of  
38 providing fingerprints and accompanying fees] **be**  
39 **fingerprinted**, pursuant to sections 43.530 and 43.540. **The**  
40 **fingerprints shall be used for searching the state criminal**  
41 **records repository and shall also be forwarded to the**  
42 **Federal Bureau of Investigation for a federal criminal**  
43 **records search under section 43.540.** Results of the checks  
44 shall be provided to the juvenile court or children's  
45 division office requesting such information. Any child  
46 placed in emergency placement in a private home shall be  
47 removed immediately if any person residing in the home fails  
48 to provide fingerprints after being requested to do so,  
49 unless the person refusing to provide fingerprints ceases to  
50 reside in the private home.

51 3. If the placement of a child is denied as a result  
52 of a name-based criminal history check and the denial is  
53 contested, all persons over the age of [seventeen] **eighteen**  
54 residing in the home and all children less than [seventeen]  
55 **eighteen** years of age residing in the home who the  
56 **children's** division has determined have been certified as an

57 adult for the commission of a crime shall, within fifteen  
58 calendar days **of conducting the Interstate Identification**  
59 **Index (III) name-based check**, submit [to the juvenile court  
60 or the children's division] fingerprints **and any required**  
61 **fees**, in the same manner described in subsection 2 of this  
62 section[, accompanying fees, and written permission  
63 authorizing the juvenile court or the children's division to  
64 forward the fingerprints to the state criminal record  
65 repository for submission to the Federal Bureau of  
66 Investigation.

67 4. No person who submits fingerprints under this  
68 section shall be required to submit additional fingerprints  
69 under this section or section 210.487 unless the original  
70 fingerprints retained by the division are lost or destroyed].

71 [5.] 4. Subject to appropriation, the total cost of  
72 fingerprinting required by this section may be paid by the  
73 state, including reimbursement of persons incurring  
74 fingerprinting costs under this section.

75 [6.] 5. For the purposes of this section, "emergency  
76 placement" refers to those limited instances when the  
77 juvenile court or children's division is placing a child in  
78 the home of private individuals, including neighbors,  
79 friends, or relatives, as a result of a sudden  
80 unavailability of the child's primary caretaker.

210.487. 1. **The children's division of the department**  
2 **of social services may require fingerprint submissions to**  
3 **the Missouri state highway patrol for the purpose of**  
4 **conducting a state and federal fingerprint-based criminal**  
5 **background check.** When conducting investigations of persons  
6 for the purpose of foster parent licensing, the **children's**  
7 division shall:



8           (1) Conduct a search for all persons over the age of  
9 **[seventeen] eighteen** in the applicant's household and for  
10 any child less than **[seventeen] eighteen** years of age  
11 residing in the applicant's home who the division has  
12 determined has been certified as an adult for the commission  
13 of a crime for evidence of full orders of protection. The  
14 office of state courts administrator shall allow access to  
15 the automated court information system by the division. The  
16 clerk of each court contacted by the division shall provide  
17 the division information within ten days of a request;

18           (2) Obtain fingerprints for any person over the age of  
19 **[seventeen] eighteen** in the applicant's household and for  
20 any child less than **[seventeen] eighteen** years of age  
21 residing in the applicant's home who the division has  
22 determined has been certified as an adult for the commission  
23 of a crime **[in the same manner set forth in subsection 2 of**  
24 **section 210.482]**. **The fingerprints and any required fees**  
25 **shall be sent to the Missouri state highway patrol's central**  
26 **repository. The fingerprints shall be used for searching**  
27 **the state criminal records repository and shall also be**  
28 **forwarded to the Federal Bureau of Investigation for a**  
29 **federal criminal records search under section 43.540. The**  
30 **Missouri state highway patrol shall notify the juvenile**  
31 **court or the division of any criminal history record**  
32 **information or lack of criminal history record information**  
33 **discovered on the individual. Notwithstanding the**  
34 **provisions of section 610.120 to the contrary, all records**  
35 **related to any criminal history information discovered shall**  
36 **be accessible and available to the juvenile court or the**  
37 **division.** The highway patrol shall assist the division and  
38 provide the criminal fingerprint background information,

39 upon request, under and in accordance with the provisions of  
40 section 43.540; and

41 (3) Determine whether any person over the age of  
42 ~~[seventeen]~~ **eighteen** residing in the home and any child less  
43 than ~~[seventeen]~~ **eighteen** years of age residing in the  
44 applicant's home who the division has determined has been  
45 certified as an adult for the commission of a crime is  
46 listed on the child abuse and neglect registry. For any  
47 children less than ~~[seventeen]~~ **eighteen** years of age  
48 residing in the applicant's home, the ~~[children's]~~ division  
49 shall inquire of the applicant whether any children less  
50 than ~~[seventeen]~~ **eighteen** years of age residing in the home  
51 have ever been certified as an adult and been convicted of  
52 or pled guilty or nolo contendere to any crime.

53 2. ~~[After the initial investigation is completed under~~  
54 ~~subsection 1 of this section:~~

55 (1) No person who submits fingerprints under  
56 subsection 1 of this section or section 210.482 shall be  
57 required to submit additional fingerprints under this  
58 section or section 210.482 unless the original fingerprints  
59 retained by the division are lost or destroyed;

60 (2) The highway patrol shall provide ongoing  
61 electronic updates to criminal history background checks of  
62 those persons previously submitted as part of the licensing  
63 or approval process under subsection 1 of this section.  
64 Ongoing electronic updates for such persons and for those in  
65 their households shall terminate when such persons cease to  
66 be applicant or licensed foster parents; and

67 (3) The children's division and the department of  
68 health and senior services may waive the requirement for a  
69 fingerprint background check for any subsequent  
70 recertification.

71           **3.]** Subject to appropriation, the total cost of  
72 fingerprinting required by this section may be paid by the  
73 state, including reimbursement of persons incurring  
74 fingerprinting costs under this section.

75           **[4.] 3.** The division may make arrangements with other  
76 executive branch agencies to obtain any investigative  
77 background information.

78           **[5.] 4.** The division may promulgate rules that are  
79 necessary to implement the provisions of this section. Any  
80 rule or portion of a rule, as that term is defined in  
81 section 536.010, that is created under the authority  
82 delegated in this section shall become effective only if it  
83 complies with and is subject to all of the provisions of  
84 chapter 536 and, if applicable, section 536.028. This  
85 section and chapter 536 are nonseverable and if any of the  
86 powers vested with the general assembly pursuant to chapter  
87 536 to review, to delay the effective date, or to disapprove  
88 and annul a rule are subsequently held unconstitutional,  
89 then the grant of rulemaking authority and any rule proposed  
90 or adopted after August 28, 2004, shall be invalid and void.

**301.551. 1. The department of revenue may require**  
2 **that fingerprint submissions be made as part of an**  
3 **application seeking licensure for a new motor vehicle**  
4 **franchise dealer, used motor vehicle dealer, powersport**  
5 **dealer, wholesale motor vehicle dealer, motor vehicle**  
6 **dealer, public motor vehicle auction, recreational motor**  
7 **vehicle dealer, trailer dealer, boat dealer, manufacturer,**  
8 **or boat manufacturer, as such terms are defined in section**  
9 **301.550.**

10           **2. If the department of revenue requires that**  
11 **fingerprint submissions be made as part of such application,**  
12 **the department of revenue shall require applicants to submit**

13 the fingerprints to the Missouri state highway patrol for  
14 the purpose of conducting a state and federal fingerprint-  
15 based criminal history background check.

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

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

8 2. If the Missouri board of occupational therapy  
9 requires that fingerprint submissions be made as part of  
10 such application, the Missouri board of occupational therapy  
11 shall require applicants to submit the fingerprints to the  
12 Missouri state highway patrol for the purpose of conducting  
13 a state and federal fingerprint-based criminal history  
14 background check.

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  
22 board of occupational therapy 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 board of  
28 occupational therapy.

324.129. 1. The state board of registration for the  
2 healing arts may require that fingerprint submissions be  
3 made as part of an application seeking licensure as a  
4 licensed clinical perfusionist and provisional clinical  
5 licensed perfusionist, as defined in section 324.128.

6 2. If the state board of registration for the healing  
7 arts requires that fingerprint submissions be made as part  
8 of such application, the state board of registration for the  
9 healing arts shall require applicants to submit the  
10 fingerprints to the Missouri state highway patrol for the  
11 purpose of conducting a state and federal fingerprint-based  
12 criminal history background check.

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 board  
20 of registration for the healing arts 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 state  
26 board of registration for the healing arts.

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

7 2. If the board of therapeutic massage requires that  
8 fingerprint submissions be made as part of such application,  
9 the board of therapeutic massage shall require applicants to  
10 submit the fingerprints to the Missouri state highway patrol  
11 for the purpose of conducting a state and federal  
12 fingerprint-based criminal history background check.

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 board of  
20 therapeutic massage 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 board of therapeutic  
26 massage.

324.488. 1. The state board of chiropractic examiners  
2 may require that fingerprint submissions be made as part of  
3 an application seeking licensure as an acupuncturist, as  
4 such term is defined in section 324.475.

2. If the state board of chiropractic examiners  
6 requires that fingerprint submissions be made as part of  
7 such application, the state board of chiropractic examiners  
8 shall require applicants to submit the fingerprints to the  
9 Missouri state highway patrol for the purpose of conducting  
10 a state and federal fingerprint-based criminal history  
11 background check.

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 chiropractic examiners 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 state board of  
25 chiropractic examiners.

324.1105. 1. The board of private investigator and  
2 private fire investigator examiners may require that  
3 fingerprint submissions be made as part of an application  
4 seeking licensure as a private investigator or private fire  
5 investigator or as an employee of a private investigator  
6 agency or private fire investigator agency, as such terms  
7 are defined in section 324.1100.

8           2. If the board of private investigator and private  
9 fire investigator examiners requires that fingerprint  
10 submissions be made as part of such application, the board  
11 of private investigator and private fire investigator  
12 examiners shall require applicants to submit the  
13 fingerprints to the Missouri state highway patrol for the  
14 purpose of conducting a state and federal fingerprint-based  
15 criminal history background check.

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

326.257. 1. The Missouri state board of accountancy  
2 may require that fingerprint submissions be made as part of  
3 an application seeking licensure as a certified public  
4 accountant and a permit for a certified public accounting  
5 firm, as defined in section 326.256.

6           2. If the Missouri state board of accountancy requires  
7 that fingerprint submissions be made as part of such  
8 application, the Missouri state board of accountancy shall  
9 require applicants to submit the fingerprints to the



10 Missouri state highway patrol for the purpose of conducting  
11 a state and federal fingerprint-based criminal history  
12 background check.

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 state board of accountancy 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 state board of  
26 accountancy.

330.025. 1. The state board of podiatric medicine may  
2 require that fingerprint submissions be made as part of an  
3 application seeking a permanent license or a temporary  
4 license to practice podiatric medicine, as provided in  
5 sections 330.045 and 330.065, or a permanent podiatric  
6 medicine license with ankle certification, as such term is  
7 defined in subsection 4 of this section.

8 2. If the state board of podiatric medicine requires  
9 that fingerprint submissions be made as part of such  
10 application, the state board of podiatric medicine shall  
11 require applicants to submit the fingerprints to the  
12 Missouri state highway patrol for the purpose of conducting  
13 a state and federal fingerprint-based criminal history  
14 background check.

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 state board  
22 of podiatric medicine 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 state board of podiatric  
28 medicine.

29           4. For purposes of this section, the term "permanent  
30 podiatric medicine license with ankle certification" means a  
31 license issued to a doctor of podiatric medicine who has met  
32 the requirements for performing surgery on the ankle as  
33 provided in section 330.010.

331.025. 1. The state board of chiropractic examiners  
2 may require that fingerprint submissions be made as part of  
3 an application seeking licensure to engage in the practice  
4 of chiropractic, as such term is defined in section 331.010.

5           2. If the state board of chiropractic examiners  
6 requires that fingerprint submissions be made as part of  
7 such application, the state board of chiropractic examiners  
8 shall require applicants to submit the fingerprints to the  
9 Missouri state highway patrol for the purpose of conducting  
10 a state and federal fingerprint-based criminal history  
11 background check.

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 chiropractic examiners 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 state board of  
25 chiropractic examiners.

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

9 2. If the Missouri dental board requires that  
10 fingerprint submissions be made as part of such application,  
11 the Missouri dental board shall require applicants to submit  
12 the fingerprints to the Missouri state highway patrol for  
13 the purpose of conducting a state and federal fingerprint-  
14 based criminal history background check.

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  
22 dental board of any criminal history record information or  
23 lack of criminal history record information discovered on  
24 the individual. Notwithstanding the provisions of section  
25 610.120 to the contrary, all records related to any criminal  
26 history information discovered shall be accessible and  
27 available to the Missouri dental board.

334.015. 1. The state board of registration for the  
2 healing arts may require that fingerprint submissions be  
3 made as part of an application for a permanent license,  
4 temporary license, or limited license as a physician and  
5 assistant physician, as provided in sections 334.035,  
6 334.036, 334.045, 334.046, and 334.112.

7 2. If the state board of registration for the healing  
8 arts requires that fingerprint submissions be made as part  
9 of such application, the state board of registration for the  
10 healing arts shall require applicants to submit the  
11 fingerprints to the Missouri state highway patrol for the  
12 purpose of conducting a state and federal fingerprint-based  
13 criminal history background check.

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.

334.403. 1. The state board of registration for the  
2 healing arts may require that fingerprint submissions be  
3 made as part of an application seeking licensure as an  
4 anesthesiologist assistant, as such term is defined in  
5 section 334.400, or a temporary license to practice as an  
6 anesthesiologist assistant, as provided in section 334.406.

7 2. If the state board of registration for the healing  
8 arts requires that fingerprint submissions be made as part  
9 of such application, the state board of registration for the  
10 healing arts shall require applicants to submit the  
11 fingerprints to the Missouri state highway patrol for the  
12 purpose of conducting a state and federal fingerprint-based  
13 criminal history background check.

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.

334.501. 1. The state board of registration for the  
2 healing arts may require that fingerprint submissions be  
3 made as part of an application seeking a license or

4 temporary license as a physical therapist or physical  
5 therapist assistant, as such terms are defined in section  
6 334.500 and as provided in section 334.550.

7 2. If the state board of registration for the healing  
8 arts requires that fingerprint submissions be made as part  
9 of such application, the state board of registration for the  
10 healing arts shall require applicants to submit the  
11 fingerprints to the Missouri state highway patrol for the  
12 purpose of conducting a state and federal fingerprint-based  
13 criminal history background check.

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.

334.701. 1. The state board of registration for the  
2 healing arts may require that fingerprint submissions be  
3 made as part of an application seeking licensure as an  
4 athletic trainer, as such term is defined in section 334.702.

5 2. If the state board of registration for the healing  
6 arts requires that fingerprint submissions be made as part  
7 of such application, the state board of registration for the  
8 healing arts shall require applicants to submit the

9 fingerprints to the Missouri state highway patrol for the  
10 purpose of conducting a state and federal fingerprint-based  
11 criminal history background check.

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.

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

7 2. If the state board of registration for the healing  
8 arts requires that fingerprint submissions be made as part  
9 of such application, the state board of registration for the  
10 healing arts shall require applicants to submit the  
11 fingerprints to the Missouri state highway patrol for the  
12 purpose of conducting a state and federal fingerprint-based  
13 criminal history background check.

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.

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

8 2. If the Missouri board for respiratory care requires  
9 that fingerprint submissions be made as part of such  
10 application, the Missouri board for respiratory care shall  
11 require applicants to submit the fingerprints to the  
12 Missouri state highway patrol for the purpose of conducting  
13 a state and federal fingerprint-based criminal history  
14 background check.

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  
22 board for respiratory care 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 board for  
28 respiratory care.

335.022. 1. The state board of nursing 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 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 may require  
2 that fingerprint submissions be made as part of an  
3 application seeking licensure to practice as a registered  
4 nurse, practical nurse, and advanced practice registered  
5 nurse, as such terms are defined in section 335.016.

6           2. If the state board of nursing requires that  
7 fingerprint submissions be made as part of such application,  
8 the state board of nursing shall require nursing applicants  
9 to submit the fingerprints to the Missouri state highway  
10 patrol for the purpose of conducting a state and federal  
11 fingerprint-based criminal history background check.

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 nursing of any criminal history record information or  
20 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 state board of nursing.

336.025. 1. The state board of optometry may require  
2 that fingerprint submissions be made as part of an  
3 application seeking licensure to practice as an optometrist,  
4 as provided in sections 336.010 and 336.030.

5           2. If the state board of optometry requires that  
6 fingerprint submissions be made as part of such application,  
7 the state board of optometry shall require applicants to  
8 submit the fingerprints to the Missouri state highway patrol  
9 for the purpose of conducting a state and federal  
10 fingerprint-based criminal history background check.

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 optometry 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 optometry.

337.018. 1. The state committee of psychologists may  
2 require that fingerprint submissions be made as part of an  
3 application seeking licensure as a licensed psychologist,  
4 provisional licensed psychologist, and temporary license for  
5 a licensed psychologist.

6 2. If the state committee of psychologists requires  
7 that fingerprint submissions be made as part of such  
8 application, the state committee of psychologists shall  
9 require applicants to submit the fingerprints to the  
10 Missouri state highway patrol for the purpose of conducting  
11 a state and federal fingerprint-based criminal history  
12 background check.

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 of psychologists 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 of  
26 psychologists.

337.308. 1. The behavior analyst advisory board may  
2 require that fingerprint submissions be made as part of an  
3 application seeking licensure, provisional licensure, or  
4 temporary licensure as a licensed behavior analyst or a  
5 licensed assistant behavior analyst, as such terms are  
6 defined in section 337.300.

7 2. If the behavior analyst advisory board requires  
8 that fingerprint submissions be made as part of such  
9 application, the behavior analyst advisory board shall  
10 require applicants to submit the fingerprints to the  
11 Missouri state highway patrol for the purpose of conducting  
12 a state and federal fingerprint-based criminal history  
13 background check.

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 behavior  
21 analyst advisory board of any criminal history record  
22 information or lack of criminal history record information  
23 discovered on the individual. Notwithstanding the  
24 provisions of section 610.120 to the contrary, all records  
25 related to any criminal history information discovered shall  
26 be accessible and available to the behavior analyst advisory  
27 board.

337.501. 1. The committee for professional counselors  
2 may require that fingerprint submissions be made as part of  
3 an application seeking licensure as a licensed professional  
4 counselor and provisional licensed professional counselor,  
5 as defined in section 337.500.

6 2. If the committee for professional counselors  
7 requires that fingerprint submissions be made as part of  
8 such application, the committee for professional counselors  
9 shall require applicants to submit the fingerprints to the  
10 Missouri state highway patrol for the purpose of conducting  
11 a state and federal fingerprint-based criminal history  
12 background check.

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 committee for  
20 professional counselors 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 committee for  
26 professional counselors.

337.605. 1. The state committee for social workers  
2 may require that fingerprint submissions be made as part of  
3 an application seeking a license or a temporary permit to  
4 practice as a licensed clinical social worker, licensed  
5 advanced macro social worker, licensed master social worker,  
6 and licensed baccalaureate social worker, as such terms are

7 defined in section 337.600 and as provided in section  
8 337.621.

9 2. If the state committee for social workers requires  
10 that fingerprint submissions be made as part of such  
11 application, the state committee for social workers shall  
12 require applicants to submit the fingerprints to the  
13 Missouri state highway patrol for the purpose of conducting  
14 a state and federal fingerprint-based criminal history  
15 background check.

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

337.702. 1. The state committee of marital and family  
2 therapists may require that fingerprint submissions be made  
3 as part of an application seeking licensure as a licensed  
4 marital and family therapist or provisional licensed marital  
5 and family therapist as such terms are defined in section  
6 337.700.

7 2. If the state committee of marital and family  
8 therapists requires that fingerprint submissions be made as  
9 part of such application, the state committee of marital and

10 family therapists shall require applicants to submit the  
11 fingerprints to the Missouri state highway patrol for the  
12 purpose of conducting a state and federal fingerprint-based  
13 criminal history background check.

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  
21 committee of marital and family therapists of any criminal  
22 history record information or lack of criminal history  
23 record information discovered on the individual.  
24 Notwithstanding the provisions of section 610.120 to the  
25 contrary, all records related to any criminal history  
26 information discovered shall be accessible and available to  
27 the state committee of marital and family therapists.

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

14 party logistics provider facility owner, as such terms are  
15 defined in subsection 4 of this section.

16 2. If the board of pharmacy requires that fingerprint  
17 submissions be made as part of such application, the board  
18 of pharmacy shall require applicants to submit the  
19 fingerprints to the Missouri state highway patrol for the  
20 purpose of conducting a state and federal fingerprint-based  
21 criminal history background check.

22 3. The fingerprints and any required fees shall be  
23 sent to the Missouri state highway patrol's central  
24 repository. The fingerprints shall be used for searching  
25 the state criminal records repository and shall also be  
26 forwarded to the Federal Bureau of Investigation for a  
27 federal criminal records search under section 43.540. The  
28 Missouri state highway patrol shall notify the board of  
29 pharmacy of any criminal history record information or lack  
30 of criminal history record information discovered on the  
31 individual. Notwithstanding the provisions of section  
32 610.120 to the contrary, all records related to any criminal  
33 history information discovered shall be accessible and  
34 available to the board of pharmacy.

35 4. For purposes of this section, the following terms  
36 mean:

37 (1) "Manager-in-charge", a person who directly  
38 supervises a licensed wholesale drug distributor or a third-  
39 party logistics provider, as such terms are defined in  
40 section 338.330, and whose fingerprints are required by  
41 federal or state law for licensure of a wholesale drug  
42 distributor facility or third-party logistics provider  
43 facility;

44 (2) "Third-party logistics provider facility manager",  
45 a person who is a manager and direct supervisor of a



46 licensed third-party logistics provider, as such term is  
47 defined in section 338.330, and whose fingerprints are  
48 required by federal or state law for licensure of a third-  
49 party logistics provider facility;

50 (3) "Third-party logistics provider facility owner", a  
51 person who is an owner with greater than ten percent  
52 ownership interest 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 third-party logistics provider facility;

56 (4) "Wholesale drug distributor facility manager", a  
57 person who is a manager of a wholesale drug distributor, as  
58 such term is defined in section 338.330, and whose  
59 fingerprints are required by federal or state law for  
60 licensure of a wholesale drug distributor facility;

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

339.015. 1. The Missouri real estate commission may  
2 require that fingerprint submissions be made as part of an  
3 application seeking licensure as a real estate broker, real  
4 estate salesperson, and real estate broker-salesperson, as  
5 such terms are defined in section 339.010 and as provided in  
6 sections 339.030 and 339.040.

7 2. If the Missouri real estate commission requires  
8 that fingerprint submissions be made as part of such  
9 application, the Missouri real estate commission shall  
10 require applicants to submit the fingerprints to the  
11 Missouri state highway patrol for the purpose of conducting

12 a state and federal fingerprint-based criminal history  
13 background check.

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 Missouri real  
21 estate commission of any criminal history record information  
22 or lack of criminal history record information discovered on  
23 the individual. Notwithstanding the provisions of section  
24 610.120 to the contrary, all records related to any criminal  
25 history information discovered shall be accessible and  
26 available to the Missouri real estate commission.

339.510. 1. The Missouri real estate appraisers  
2 commission may require that fingerprint submissions be made  
3 as part of an application seeking licensure as a certified  
4 residential appraiser, a certified residential appraiser  
5 trainee, a certified general appraiser, a certified general  
6 appraiser trainee, a state-licensed appraiser, a state-  
7 licensed appraiser trainee, an appraisal management company,  
8 a controlling person of an appraisal management company, and  
9 an owner of an appraisal management company.

10 2. If the Missouri real estate appraisers commission  
11 requires that fingerprint submissions be made as part of  
12 such application, the Missouri real estate appraisers  
13 commission shall require applicants to submit the  
14 fingerprints to the Missouri state highway patrol for the  
15 purpose of conducting a state and federal fingerprint-based  
16 criminal history background check.

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

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

33           (1) "Appraisal management company", an individual that  
34 utilizes an appraisal panel and performs appraisal  
35 management services for licensure;

36           (2) "Appraisal management services", to perform any of  
37 the following functions on behalf of a lender, financial  
38 institution, or client:

39           (a) Administer an appraiser panel;

40           (b) Recruit, qualify, verify licensing or  
41 certification, and negotiate fees and service level  
42 expectations with persons who are part of an appraiser panel;

43           (c) Receive an order for an appraisal from one  
44 individual and deliver the order for the appraisal to an  
45 appraiser that is part of an appraiser panel for completion;

46           (d) Track and determine the status of orders for  
47 appraisals performed by appraisers who are part of an  
48 appraisal panel;

49           (e) Conduct quality control of a completed appraisal  
50 performed by an appraiser who is part of an appraisal panel  
51 prior to the delivery of the appraisal to the individual who  
52 ordered the appraisal; and

53           (f) Provide a completed appraisal performed by an  
54 appraiser who is part of an appraisal panel to one or more  
55 individuals who have ordered an appraisal;

56           (3) "Certified general appraiser", an individual who  
57 is qualified by education, experience, and examination to  
58 appraise any real property, and whose fingerprints are  
59 required for licensure;

60           (4) "Certified general appraiser trainee", an  
61 individual who, under supervision, is qualified to appraise  
62 certain real property and whose fingerprints are required  
63 for licensure;

64           (5) "Certified residential appraiser", an individual  
65 who is qualified to appraise certain real property and whose  
66 fingerprints are required for licensure;

67           (6) "Certified residential appraiser trainee", an  
68 individual who, under supervision, is qualified to appraise  
69 certain real property and whose fingerprints are required  
70 for licensure;

71           (7) "Controlling person of an appraisal management  
72 company":

73           (a) An owner of an appraisal management company;

74           (b) An individual employed, appointed, or authorized  
75 by an appraisal management company that has the authority to  
76 enter into a contractual relationship with other persons for  
77 the performance of appraisal management services and has the  
78 authority to enter into agreements with appraisers for the  
79 performance of appraisals; or

80           (c) An individual who possesses the power to direct or  
81 cause the direction of the management or policies of an  
82 appraisal management company whose fingerprints are required  
83 for licensure;

84           (8) "Owner of an appraisal management company", an  
85 individual who owns ten percent or more of a licensed  
86 appraisal management company and whose fingerprints are  
87 required for licensure;

88           (9) "State-licensed appraiser", an individual who is  
89 qualified to appraise certain real property and whose  
90 fingerprints are required for licensure;

91           (10) "State-licensed appraiser trainee", an individual  
92 who, under supervision, is qualified to appraise certain  
93 real property and whose fingerprints are required for  
94 licensure.

          345.016. 1. The state board of registration for the  
2 healing arts may require that fingerprint submissions be  
3 made as part of an application seeking a license, as  
4 described in section 345.020, or provisional license, as  
5 described in section 345.021, as an audiologist, an  
6 audiology aide, a speech-language pathologist, a speech-  
7 language pathology aide, and a speech-language pathology  
8 assistant, as such terms are defined in section 345.015.

9           2. If the state board of registration for the healing  
10 arts requires that fingerprint submissions be made as part  
11 of such application, the state board of registration for the  
12 healing arts shall require applicants to submit the  
13 fingerprints to the Missouri state highway patrol for the  
14 purpose of conducting a state and federal fingerprint-based  
15 criminal history background check.

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

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

374.711. 1. The department of commerce and insurance  
2 may require that fingerprint submissions be made as part of  
3 an application seeking a license, or renewal of a license,  
4 for a general bail bond agent, a bail bond agent, or a  
5 surety recovery agent, as such terms are defined in section  
6 374.700.

7 2. If the department of commerce and insurance  
8 requires that fingerprint submissions be made as part of  
9 such application, the department of commerce and insurance  
10 shall require applicants to submit the fingerprints to the  
11 Missouri state highway patrol for the purpose of conducting  
12 a state and federal fingerprint-based criminal history  
13 background check.

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 department of

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

436.225. 1. The director of the division of  
2 professional registration may require that fingerprint  
3 submissions be made as part of an application seeking  
4 licensure as an athlete agent.

5 2. If the director of the division of professional  
6 registration requires that fingerprint submissions be made  
7 as part of such application, the director of the division of  
8 professional registration shall require applicants to submit  
9 the fingerprints to the Missouri state highway patrol for  
10 the purpose of conducting a state and federal fingerprint-  
11 based criminal history background check.

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 director of  
19 the division of professional registration of any criminal  
20 history record information or lack of criminal history  
21 record information discovered on the individual.  
22 Notwithstanding the provisions of section 610.120 to the  
23 contrary, all records related to any criminal history  
24 information discovered shall be accessible and available to  
25 the director of the division of professional registration.

26           4. For purposes of this section, the term "athlete  
27 agent" means an individual who:

28           (1) Recruits or solicits a student athlete to enter  
29 into an agency contract or, for compensation, procures  
30 employment or offers, promises, attempts, or negotiates to  
31 obtain employment for a student athlete as a professional  
32 athlete or member of a professional sports team or  
33 organization;

34           (2) For compensation or in anticipation of  
35 compensation related to a student athlete's participation in  
36 athletics:

37           (a) Serves the student athlete in an advisory capacity  
38 on a matter related to finances, business pursuits, or  
39 career management decisions, unless the individual is an  
40 employee of an educational institution acting exclusively as  
41 an employee of the educational institution for the benefit  
42 of the educational institution; or

43           (b) Manages the business affairs of the student  
44 athlete by providing assistance with bills, payments,  
45 contracts, or taxes; or

46           (3) In anticipation of representing a student athlete  
47 for a purpose related to the student athlete's participation  
48 in athletics:

49           (a) Gives consideration to the student athlete or  
50 another person;

51           (b) Serves the student athlete in an advisory capacity  
52 on a matter related to finances, business pursuits, or  
53 career management decisions; or

54           (c) Manages the business affairs of the student  
55 athlete by providing assistance with bills, payments,  
56 contracts, or taxes.



443.702. 1. The division of finance may require that  
2 fingerprint submissions be made as part of an application  
3 seeking licensure to act as a residential mortgage loan  
4 broker or a mortgage loan originator.

5 2. If the division of finance requires that  
6 fingerprint submissions be made as part of such application,  
7 the division of finance shall require applicants to submit  
8 the fingerprints to the Missouri state highway patrol for  
9 the purpose of conducting a state and federal fingerprint-  
10 based criminal history background check.

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 finance of any criminal history record information or lack  
19 of criminal history record information discovered on the  
20 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 division of finance.

24 4. For purposes of this section, the following terms  
25 mean:

26 (1) "Mortgage loan originator", an individual who for  
27 compensation or gain or in the expectation of compensation  
28 or gain takes a residential mortgage loan application, or  
29 offers or negotiates terms of a residential mortgage loan.  
30 Mortgage loan originator does not include:

31 (a) An individual engaged solely as a loan processor  
32 or underwriter except as otherwise provided in sections  
33 443.701 to 443.893;

34 (b) An individual that only performs real estate  
35 brokerage activities and is licensed or registered in  
36 accordance with the law of this state, unless the person is  
37 compensated by a lender, a mortgage broker, or other  
38 mortgage loan originator or by any agent of such lender,  
39 mortgage broker, or other mortgage loan originator;

40 (c) An individual solely involved in extensions of  
41 credit relating to time-share plans, as the term time-share  
42 plans is defined in 11 U.S.C. Section 101(53D);

43 (d) An individual who is servicing a mortgage loan; or

44 (e) An individual employed by a licensed mortgage  
45 broker or loan originator who accepts or receives  
46 residential mortgage loan applications;

47 (2) "Residential mortgage loan broker", an individual,  
48 other than an exempt individual, engaged in the business of  
49 brokering, funding, servicing, or purchasing residential  
50 mortgage loans.

476.802. 1. The office of state courts administrator  
2 may require that fingerprint submissions be made as part of  
3 the application of certification as a qualified interpreter,  
4 pursuant to section 476.800.

5 2. If the office of state courts administrator  
6 requires that fingerprint submissions be made as part of  
7 such application, the office of state courts administrator  
8 shall submit fingerprints to the Missouri state highway  
9 patrol for the purpose of conducting a state and federal  
10 fingerprint-based criminal history background check on  
11 applicants.

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 office of  
19 state courts administrator 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 office of state courts  
25 administrator of Missouri.

          484.125. 1. The Missouri supreme court may require  
2 that fingerprint submissions be made as part of an  
3 application of licensure for admission or reinstatement to  
4 the Missouri Bar in order to engage in the practice of law  
5 or law business, as such terms are defined in section  
6 484.010.

7           2. If the Missouri supreme court requires that  
8 fingerprint submissions be made as part of such application,  
9 the Missouri supreme court shall submit the fingerprints to  
10 the Missouri state highway patrol for the purpose of  
11 conducting a state and federal fingerprint-based criminal  
12 history background check.

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 **supreme court 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 supreme court.**

590.060. 1. The POST commission shall establish  
2 minimum standards for training instructors and training  
3 centers, and the director shall establish minimum  
4 qualifications for admittance into a basic training course.

2. The director shall license training instructors,  
6 centers, and curricula, and may probate, suspend and revoke  
7 such licenses upon written notice stating the reasons for  
8 such action. Any person aggrieved by a decision pursuant to  
9 this subsection may appeal as provided in chapter 536.

10 3. Each person seeking entrance into a basic training  
11 program shall submit [a fingerprint card and authorization]  
12 **fingerprints for the purpose of conducting a [criminal**  
13 **history] state and federal fingerprint-based** background  
14 check [to include the records of the Federal Bureau of  
15 Investigation to the training center where such person is  
16 seeking entrance. The training center shall cause a  
17 **criminal history background check to be made and shall cause**  
18 **the resulting report to be forwarded to the director. The**  
19 **person seeking entrance may be charged a fee for the cost of**  
20 **this procedure]. Fingerprints and any required fees shall**  
21 **be sent to the Missouri state highway patrol's central**  
22 **repository. The fingerprints shall be used for searching**  
23 **the state criminal records repository and shall also be**  
24 **forwarded to the Federal Bureau of Investigation for a**  
25 **federal criminal records search under section 43.540. The**

26 Missouri state highway patrol shall notify the director of  
27 any criminal history record information or lack of criminal  
28 history record information discovered on the individual.  
29 Notwithstanding the provisions of section 610.120 to the  
30 contrary, all records related to any criminal history  
31 information discovered shall be accessible and available to  
32 the director.

640.011. 1. The department of natural resources may  
2 require that fingerprint submissions be made as part of an  
3 application seeking employment or to volunteer with the  
4 department of natural resources.

5 2. If the department of natural resources requires  
6 that fingerprint submissions be made as part of such  
7 application, the department of natural resources shall  
8 require applicants to submit the fingerprints to the  
9 Missouri state highway patrol for the purpose of conducting  
10 a state and federal fingerprint-based criminal history  
11 background check.

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 natural resources 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 department of natural resources.

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