

Journal of the Senate

SECOND REGULAR SESSION

FIFTIETH DAY - WEDNESDAY, APRIL 15, 2026

The Senate met pursuant to adjournment.

Senator Hudson in the Chair.

Senator Hudson offered the following prayer:

James 4:14, "whereas ye know not what shall be on the morrow. For what is your life? It is even a vapour, that appeareth for a little time, and then vanisheth away."

Dear Heavenly Father,

Yesterday is gone and tomorrow is an uncertainty. Today is that gift from You that we are called to live in and embrace. In comparison to eternity this life is so short. Please help us, Dear Lord, in the limited amount of time that we have, to make a lasting impact on the things that really matter. Instead of sowing selfishness and reaping regret, help us to live lives of honesty and integrity knowing that you see every action, hear every word, and know every heart. In a very short time, our time in this chamber will have concluded, our work on this earth will be done, our opportunity to make an impact will have passed. Please bless us with the help from You that we so desperately need in order to live as good and faithful servants. May we act justly, love mercy, walk humbly, and keep our eyes ever toward You.

In Jesus name I pray. Amen!

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from KOMU 8 News were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16)	Brown (26)
Burger	Carter	Coleman	Crawford	Fitzwater	Gregory (15)	Gregory (21)
Henderson	Hough	Hudson	Lewis	Luetkemeyer	McCreery	Moon
Mosley	Nicola	Nurrenbern	O'Laughlin	Schnelting	Schroer	Trent
Washington	Webber	Williams—31				

Absent—Senators—None

Absent with leave—Senators

Cierpiot	May	Roberts—3
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Vacancies—None

RESOLUTIONS

Senators Webber and O'Laughlin offered Senate Resolution No. 929, regarding the Sixtieth Anniversary of the Missouri Rural Water Association, Ashland, which was adopted.

Senator Crawford offered Senate Resolution No. 930, regarding Head, Heart, Hands, and Health (4-H), which was adopted.

Senator Williams offered Senate Resolution No. 931, regarding Shashikanth "Shashi" Gajaraj, Olivette, which was adopted.

Senator Williams offered Senate Resolution No. 932, regarding John Boyd, St. Louis, which was adopted.

On behalf of Senator May, Senator Beck offered Senate Resolution No. 933, regarding Concordia Seminary, Clayton, which was adopted.

Senator Fitzwater offered Senate Resolution No. 934, regarding Carole Hoelscher, Wentzville, which was adopted.

Senator Schnelting offered Senate Resolution No. 935, regarding Sugar and Slice Bakery, St. Charles, which was adopted.

Senator McCreery offered Senate Resolution No. 936, regarding the Seventy-Fifth Anniversary of the American College of Obstetricians and Gynecologists (ACOG), which was adopted.

Senator Beck offered Senate Resolution No. 937, regarding Allee Skinner, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 938, regarding Mia Eickhoff, Webster Groves, which was adopted.

Senator Beck offered Senate Resolution No. 939, regarding Jenna Brinkman, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 940, regarding Adelaide White, Webster Groves, which was adopted.

Senator Beck offered Senate Resolution No. 941, regarding Alyssa Kaiser, St. Louis, which was adopted.

Senator Williams offered Senate Resolution No. 942, regarding Mahmoud Kouk and Brothers, Bridgeton, which was adopted.

Senators Gregory (15) and Beck offered Senate Resolution No. 943, regarding Dr. Ta’Keshia Parker, Ballwin.

President Pro Tem O’Laughlin assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Crawford, Chair of the Committee on Insurance and Banking, submitted the following report:

Madam President: Your Committee on Insurance and Banking, to which was referred **HB 2586**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Luetkemeyer, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Madam President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HB 3279**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

On behalf of Senator Fitzwater, Chair of the Committee on Transportation, Infrastructure and Public Safety, Senator Schnelting submitted the following report:

Madam President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HB 1827**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Trent, Chair of the Committee on General Laws, submitted the following report:

Madam President: Your Committee on General Laws, to which was referred **HCS** for **HB 2108**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Senator Schroer, Chair of the Committee on Judiciary and Civil and Criminal Jurisprudence, submitted the following report:

Madam President: Your Committee on Judiciary and Civil and Criminal Jurisprudence, to which was referred **HCS** for **HBs 2637** and **3155**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Brown (26), Chair of the Committee on Economic and Workforce Development, submitted the following report:

Madam President: Your Committee on Economic and Workforce Development, to which was referred **HCS** for **HBs 3231** and **2531**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Henderson, Chair of the Committee on Local Government, Elections and Pensions, submitted the following report:

Madam President: Your Committee on Local Government, Elections and Pensions, to which was referred **HB 2818**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **SS** for **HCS** for **HB 2641**, **SS** for **HB 2061**, **SS** for **HB 2423**, and **HB 2934**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bills would be signed by the President Pro Tem to the end that they may become law. No objections being made, the bills were so read by the Secretary and signed by the President Pro Tem.

Senator Hudson assumed the Chair.

SENATE BILLS FOR PERFECTION

Senator Trent moved that **SB 1376** be taken up for perfection, which motion prevailed.

Senator Trent offered **SS** for **SB 1376**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 1376

An Act to repeal sections 33.080, 325.055, 375.991, 379.035, 379.060, 379.520, 379.590, and 383.155, RSMo, and to enact in lieu thereof thirty-six new sections relating to property casualty insurance regulation, with penalty provisions.

Senator Trent moved that **SS** for **SB 1376** be adopted.

Senator Crawford offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 1376, Page 28, Section 379.3110, Line 9, by striking “insurable” and inserting in lieu thereof the following: “**eligible**”; and

Further amend said bill and section, line 25, by striking “insurable” and inserting in lieu thereof the following: “**eligible**”.

Senator Crawford moved that the above amendment be adopted, which motion prevailed.

Senator Nurrenbern offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 1376, Page 1, In the Title, Line 5, by striking the words “property casualty”; and

Further amend said bill, page 9, section 375.991, line 89 by inserting after all of said line the following:

“376.1960. 1. As used in this section, the following terms mean:

- (1) “Health benefit plan”, the same meaning given to the term in section 376.1350;**
 - (2) “Home blood pressure monitoring device”, a mobile device that can be used to measure blood pressure, and that is validated for clinical accuracy and device calibration;**
 - (3) “Home blood pressure monitoring device services”, patient education and training services on the setup and use of a home blood pressure monitoring device, separate self-measurement blood pressure readings, daily collection and transmission of data reports by the patient or caregiver to the health care provider in order to communicate blood pressure readings, review of the reports by the health care provider, and creation or modification of treatment plans based on the reports.**
- 2. Health benefit plans delivered, issued for delivery, continued or renewed in this state on or after January 1, 2026, and providing for maternity benefits, shall provide coverage for a home blood pressure monitoring device and home blood pressure monitoring device services for pregnant and postpartum women.”; and**

Further amend the title and enacting clause accordingly.

Senator Nurrenbern moved that the above amendment be adopted, which motion prevailed.

At the request of Senator Trent, **SB 1376**, with **SS** (pending), was placed on the Informal Calendar.

Senator Burger moved that **SB 1083** be taken up for perfection, which motion prevailed.

Senator McCreery offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 1083, Page 1, In the Title, Line 3, by striking “respiratory therapists” and inserting in lieu thereof the following: “professional licensing, with penalty provisions and an effective date for certain sections”; and

Further amend said bill and page, section A, line 3, by inserting after all of said line the following:

“324.001. 1. For the purposes of this section, the following terms mean:

- (1) “Department”, the department of commerce and insurance;
- (2) “Director”, the director of the division of professional registration; and
- (3) “Division”, the division of professional registration.

2. There is hereby established a “Division of Professional Registration” assigned to the department of commerce and insurance as a type III transfer, headed by a director appointed by the governor with the advice and consent of the senate. All of the general provisions, definitions and powers enumerated in section 1 of the Omnibus State Reorganization Act of 1974 and Executive Order 06-04 shall apply to this department and its divisions, agencies, and personnel.

3. The director of the division of professional registration shall promulgate rules and regulations which designate for each board or commission assigned to the division the renewal date for licenses or certificates. After the initial establishment of renewal dates, no director of the division shall promulgate a rule or regulation which would change the renewal date for licenses or certificates if such change in renewal date would occur prior to the date on which the renewal date in effect at the time such new renewal date is specified next occurs. Each board or commission shall by rule or regulation establish licensing periods of one, two, or three years. Registration fees set by a board or commission shall be effective for the entire licensing period involved, and shall not be increased during any current licensing period. Persons who are required to pay their first registration fees shall be allowed to pay the pro rata share of such fees for the remainder of the period remaining at the time the fees are paid. Each board or commission shall provide the necessary forms for initial registration, and thereafter the director may prescribe standard forms for renewal of licenses and certificates. Each board or commission shall by rule and regulation require each applicant to provide the information which is required to keep the board's records current. Each board or commission shall have the authority to collect and analyze information required to support workforce planning and policy development. Such information shall not be publicly disclosed so as to identify a specific health care provider, as defined in section 376.1350. Each board or commission shall issue the original license or certificate.

4. The division shall provide clerical and other staff services relating to the issuance and renewal of licenses for all the professional licensing and regulating boards and commissions assigned to the division. The division shall perform the financial management and clerical functions as they each relate to issuance

and renewal of licenses and certificates. "Issuance and renewal of licenses and certificates" means the ministerial function of preparing and delivering licenses or certificates, and obtaining material and information for the board or commission in connection with the renewal thereof to include verifying if the applicant has submitted all required documentation and that the documentation is legible. It does not include any discretionary authority with regard to the original review of an applicant's qualifications for licensure or certification, or the subsequent review of licensee's or certificate holder's qualifications, or any disciplinary action contemplated against the licensee or certificate holder. The division may develop and implement microfilming systems and automated or manual management information systems.

5. The director of the division shall maintain a system of accounting and budgeting, in cooperation with the director of the department, the office of administration, and the state auditor's office, to ensure proper charges are made to the various boards for services rendered to them. The general assembly shall appropriate to the division and other state agencies from each board's funds moneys sufficient to reimburse the division and other state agencies for all services rendered and all facilities and supplies furnished to that board.

6. For accounting purposes, the appropriation to the division and to the office of administration for the payment of rent for quarters provided for the division shall be made from the "Professional Registration Fees Fund", which is hereby created, and is to be used solely for the purpose defined in subsection 5 of this section. The fund shall consist of moneys deposited into it from each board's fund. Each board shall contribute a prorated amount necessary to fund the division for services rendered and rent based upon the system of accounting and budgeting established by the director of the division as provided in subsection 5 of this section. Transfers of funds to the professional registration fees fund shall be made by each board on July first of each year; provided, however, that the director of the division may establish an alternative date or dates of transfers at the request of any board. Such transfers shall be made until they equal the prorated amount for services rendered and rent by the division. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue.

7. The director of the division shall be responsible for collecting and accounting for all moneys received by the division or its component agencies. Any money received by a board or commission shall be promptly given, identified by type and source, to the director. The director shall keep a record by board and state accounting system classification of the amount of revenue the director receives. The director shall promptly transmit all receipts to the department of revenue for deposit in the state treasury to the credit of the appropriate fund. The director shall provide each board with all relevant financial information in a timely fashion. Each board shall cooperate with the director by providing necessary information.

8. All educational transcripts, test scores, complaints, investigatory reports, and information pertaining to any person who is an applicant or licensee of any agency assigned to the division of professional registration by statute or by the department are confidential and may not be disclosed to the public or any member of the public, except with the written consent of the person whose records are involved. The agency which possesses the records or information shall disclose the records or information if the person whose records or information is involved has consented to the disclosure. Each agency is entitled to the attorney-client privilege and work-product privilege to the same extent as any other person. Provided, however, that any board may disclose confidential information without the consent of the person involved in the course of voluntary interstate exchange of information, or in the course of any litigation

concerning that person, or pursuant to a lawful request, or to other administrative or law enforcement agencies acting within the scope of their statutory authority. Information regarding identity, including names and addresses, registration, and currency of the license of the persons possessing licenses to engage in a professional occupation and the names and addresses of applicants for such licenses is not confidential information.

9. Any deliberations conducted and votes taken in rendering a final decision after a hearing before an agency assigned to the division shall be closed to the parties and the public. Once a final decision is rendered, that decision shall be made available to the parties and the public.

10. A compelling governmental interest shall be deemed to exist for the purposes of section 536.025 for licensure fees to be reduced by emergency rule, if the projected fund balance of any agency assigned to the division of professional registration is reasonably expected to exceed an amount that would require transfer from that fund to general revenue.

11. (1) The following boards and commissions are assigned by specific type transfers to the division of professional registration: Missouri state board of accountancy, chapter 326; board of cosmetology and barber examiners, chapters 328 and 329; Missouri board for architects, professional engineers, professional land surveyors [and], **professional landscape architects, and licensed interior designers**, chapter 327; Missouri state board of chiropractic examiners, chapter 331; state board of registration for the healing arts, chapter 334; Missouri dental board, chapter 332; state board of embalmers and funeral directors, chapter 333; state board of optometry, chapter 336; Missouri state board of nursing, chapter 335; board of pharmacy, chapter 338; state board of podiatric medicine, chapter 330; Missouri real estate appraisers commission, chapter 339; and Missouri veterinary medical board, chapter 340. The governor shall appoint members of these boards by and with the advice and consent of the senate.

(2) The boards and commissions assigned to the division shall exercise all their respective statutory duties and powers, except those clerical and other staff services involving collecting and accounting for moneys and financial management relating to the issuance and renewal of licenses, which services shall be provided by the division, within the appropriation therefor. Nothing herein shall prohibit employment of professional examining or testing services from professional associations or others as required by the boards or commissions on contract. Nothing herein shall be construed to affect the power of a board or commission to expend its funds as appropriated. However, the division shall review the expense vouchers of each board. The results of such review shall be submitted to the board reviewed and to the house and senate appropriations committees annually.

(3) Notwithstanding any other provisions of law, the director of the division shall exercise only those management functions of the boards and commissions specifically provided in the Reorganization Act of 1974, and those relating to the allocation and assignment of space, personnel other than board personnel, and equipment.

(4) "Board personnel", as used in this section or chapters 317, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, and 345, shall mean personnel whose functions and responsibilities are in areas not related to the clerical duties involving the issuance and renewal of licenses, to the collecting and accounting for moneys, or to financial management relating to issuance and renewal of licenses; specifically included are executive secretaries (or comparable positions), consultants, inspectors, investigators, counsel, and secretarial support staff for these positions; and such other positions as are

established and authorized by statute for a particular board or commission. Boards and commissions may employ legal counsel, if authorized by law, and temporary personnel if the board is unable to meet its responsibilities with the employees authorized above. Any board or commission which hires temporary employees shall annually provide the division director and the appropriation committees of the general assembly with a complete list of all persons employed in the previous year, the length of their employment, the amount of their remuneration, and a description of their responsibilities.

(5) Board personnel for each board or commission shall be employed by and serve at the pleasure of the board or commission, shall be supervised as the board or commission designates, and shall have their duties and compensation prescribed by the board or commission, within appropriations for that purpose, except that compensation for board personnel shall not exceed that established for comparable positions as determined by the board or commission pursuant to the job and pay plan of the department of commerce and insurance. Nothing herein shall be construed to permit salaries for any board personnel to be lowered except by board action.

12. All the powers, duties, and functions of the division of athletics, chapter 317, and others, are assigned by type I transfer to the division of professional registration.

13. Wherever the laws, rules, or regulations of this state make reference to the division of professional registration of the department of economic development, such references shall be deemed to refer to the division of professional registration.

14. (1) The state board of nursing, board of pharmacy, Missouri dental board, state committee of psychologists, state board of chiropractic examiners, state board of optometry, Missouri board of occupational therapy, or state board of registration for the healing arts may individually or collectively enter into a contractual agreement with the department of health and senior services, a public institution of higher education, or a nonprofit entity for the purpose of collecting and analyzing workforce data from its licensees, registrants, or permit holders for future workforce planning and to assess the accessibility and availability of qualified health care services and practitioners in Missouri. The boards shall work collaboratively with other state governmental entities to ensure coordination and avoid duplication of efforts.

(2) The boards may expend appropriated funds necessary for operational expenses of the program formed under this subsection. Each board is authorized to accept grants to fund the collection or analysis authorized in this subsection. Any such funds shall be deposited in the respective board's fund.

(3) Data collection shall be controlled and approved by the applicable state board conducting or requesting the collection. Notwithstanding the provisions of sections 324.010 and 334.001, the boards may release identifying data to the contractor to facilitate data analysis of the health care workforce including, but not limited to, geographic, demographic, and practice or professional characteristics of licensees. The state board shall not request or be authorized to collect income or other financial earnings data.

(4) Data collected under this subsection shall be deemed the property of the state board requesting the data. Data shall be maintained by the state board in accordance with chapter 610, provided that any information deemed closed or confidential under subsection 8 of this section or any other provision of state law shall not be disclosed without consent of the applicable licensee or entity or as otherwise

authorized by law. Data shall only be released in an aggregate form by geography, profession or professional specialization, or population characteristic in a manner that cannot be used to identify a specific individual or entity. Data suppression standards shall be addressed and established in the contractual agreement.

(5) Contractors shall maintain the security and confidentiality of data received or collected under this subsection and shall not use, disclose, or release any data without approval of the applicable state board. The contractual agreement between the applicable state board and contractor shall establish a data release and research review policy to include legal and institutional review board, or agency-equivalent, approval.

(6) Each board may promulgate rules subject to the provisions of this subsection and chapter 536 to effectuate and implement the workforce data collection and analysis authorized by this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.

324.028. Any member authorized under the provisions of sections 256.459, 324.063, 324.177, 324.203, 324.243, [324.406,] 324.478, 326.259, 327.031, 329.015, 330.110, 331.090, 332.021, 333.151, 334.120, 334.430, 334.625, 334.717, 334.749, 334.830, 335.021, 336.130, 337.050, 337.305, 337.535, 337.622, 337.739, 338.110, 339.120, 340.202, 345.080, and 346.120 who misses three consecutive regularly scheduled meetings of the board or council on which he **or she** serves shall forfeit his **or her** membership on that board or council. A new member shall be appointed to the respective board or council by the governor with the advice and consent of the senate.

324.263. 1. The board may apply to the administrative hearing commission for an emergency suspension or restriction of a license issued under sections 324.240 to 324.275 if:

(1) The holder of the license is the subject of a pending criminal indictment, criminal information, or other criminal charge related to the duties and responsibilities of the licensed occupation; and

(2) There is reasonable cause for the board to believe that the public health, safety, or welfare is at imminent risk of harm from the holder of the license.

2. The board shall submit to the administrative hearing commission supporting affidavits and certified court records, together with a complaint alleging the facts in support of the board's request for an emergency suspension or restriction of a license, and shall supply the administrative hearing commission with the last home or business addresses on file with the board for the licensee. Within one business day of the filing of the complaint, the administrative hearing commission shall return a service packet to the board. The service packet shall include the board's complaint and any affidavits or records the board intends to rely on that have been filed with the administrative hearing commission. The service packet may contain other information in the discretion of the administrative hearing commission. Within twenty-four hours of receiving the packet, the board

shall either personally serve the licensee the service packet or leave a copy of the service packet at all of the licensee's current addresses on file with the board.

3. Within five days of the board's filing of the complaint, the administrative hearing commission shall review the information submitted by the board and shall issue its findings of fact and conclusions of law. If the administrative hearing commission finds that there is reasonable cause for the board to believe that the public health, safety, or welfare is at imminent risk of harm from the holder of the license, the administrative hearing commission shall enter the order requested by the board. The order shall be effective upon personal service or by leaving a copy at all of the licensee's current addresses on file with the board.

4. (1) The administrative hearing commission shall hold an evidentiary hearing on the record within forty-five days of the board's filing of the complaint, or upon final adjudication of any criminal charges filed against the licensee, as appropriate, to determine if cause for discipline exists under the provisions of sections 324.240 to 324.275 and to determine whether the initial order entered by the commission shall continue in effect. Prior to the hearing, the licensee may file affidavits and certified court records for consideration by the administrative hearing commission. The administrative hearing commission may grant a request for a continuance but shall in any event hold the hearing within one hundred twenty days of the board's initial filing. The board shall be granted leave to amend its complaint if it is more than thirty days prior to the hearing, or within thirty days prior to the hearing upon a showing of good cause.

(2) If no cause for discipline is found following an evidentiary hearing, the administrative hearing commission shall issue findings of fact, conclusions of law, and an order terminating the commission's initial order imposing an emergency suspension or restriction of the license.

(3) If the administrative hearing commission finds cause for discipline following an evidentiary hearing, the commission shall issue findings of fact and conclusions of law and order the emergency suspension or restriction to remain in full force and effect pending a disciplinary hearing before the board. The board shall hold a hearing following the certification of the record by the administrative hearing commission and may impose discipline otherwise authorized by state law.

5. Any action under this section shall be in addition to and not in lieu of any discipline otherwise in the board's power to impose and may be brought concurrently with other actions.

6. If the administrative hearing commission does not grant an initial order imposing an emergency suspension or restriction of the license as described in subsection 3 of this section, the board shall remove all reference to such emergency suspension or restriction from its public records.

327.011. As used in this chapter, the following words and terms shall have the meanings indicated:

(1) "Accredited degree program from a school of architecture", a degree from any school or other institution which teaches architecture and whose curricula for the degree in question have been, at the time in question, certified as accredited by the National Architectural Accrediting Board;

(2) "Accredited degree program from a school of interior design", a degree from any school or other institution which teaches interior design and whose curricula for the degree in question have

been, at the time in question, certified as accredited by the Council for Interior Design Accreditation or an accreditation body recognized by the United States Department of Education;

(3) “Accredited school of engineering”, any school or other institution which teaches engineering and whose curricula on the subjects in question are or have been, at the time in question certified as accredited by the engineering accreditation commission of the accreditation board for engineering and technology or its successor organization;

[(3)] (4) “Accredited school of landscape architecture”, any school or other institution which teaches landscape architecture and whose curricula on the subjects in question are or have been at the times in question certified as accredited by the Landscape Architecture Accreditation Board of the American Society of Landscape Architects;

[(4)] (5) “Architect”, any person authorized pursuant to the provisions of this chapter to practice architecture in Missouri, as the practice of architecture is defined in section 327.091;

[(5)] (6) “Board”, the Missouri board for architects, professional engineers, professional land surveyors [and], professional landscape architects, **and licensed interior designers**;

[(6)] (7) “Corporation”, any general business corporation, professional corporation or limited liability company;

[(7)] (8) “Design coordination”, the review and coordination of technical submissions prepared by others including, as appropriate and without limitation, architects, professional engineers, professional land surveyors, professional landscape architects, **licensed interior designers**, and other consultants;

[(8)] (9) “Design survey”, a survey which includes all activities required to gather information to support the sound conception, planning, design, construction, maintenance, and operation of design projects, but excludes the surveying of real property for the establishment of land boundaries, rights-of-way, easements, and the dependent or independent surveys or resurveys of the public land survey system;

[(9)] (10) “Incidental practice”, the performance of other professional services licensed under this chapter that are related to a licensee's professional service, but are secondary and substantially less in scope and magnitude when compared to the professional services usually and normally performed by the licensee practicing in their licensed profession. This incidental professional service shall be safely and competently performed by the licensee without jeopardizing the health, safety, and welfare of the public. The licensee shall be qualified by education, training, and experience as determined by the board and in sections 327.091, 327.181, 327.272, [and] 327.600, **and 327.700** and applicable board rules to perform such incidental professional service;

(11) “**Licensed interior designer**”, any person authorized pursuant to the provisions of this chapter to practice as a **licensed interior designer in Missouri, as the practice of licensed interior design is defined in section 327.700**;

[(10)] (12) “Licensee”, a person licensed to practice any profession regulated under this chapter or a corporation authorized to practice any such profession;

[(11)] (13) “Partnership”, any partnership or limited liability partnership;

[(12)] **(14)** “Person”, any individual, corporation, firm, partnership, association or other entity authorized to do business;

[(13)] **(15)** “Professional engineer”, any person authorized pursuant to the provisions of this chapter to practice as a professional engineer in Missouri, as the practice of engineering is defined in section 327.181;

[(14)] **(16)** “Professional land surveyor”, any person authorized pursuant to the provisions of this chapter to practice as a professional land surveyor in Missouri as the practice of land surveying is defined in section 327.272;

[(15)] **(17)** “Professional landscape architect”, any person authorized pursuant to the provisions of this chapter to practice as a professional landscape architect in Missouri as the practice of **professional** landscape architecture is defined in section 327.600;

[(16)] **(18)** “Responsible charge”, the independent direct control of a licensee's work and personal supervision of such work pertaining to the practice of architecture, engineering, land surveying, [or] landscape architecture, **or interior design**.

327.031. 1. The “Missouri Board for Architects, Professional Engineers, Professional Land Surveyors [and], Professional Landscape Architects, **and Licensed Interior Designers**” is hereby established and shall consist of [fifteen] **seventeen** members: a chairperson, who may be either an architect, a professional engineer, a professional land surveyor, [or] a professional landscape architect, **or a licensed interior designer**; three architects, who shall constitute the architectural division of the board; four professional engineers, who shall constitute its professional engineering division; three professional land surveyors, who shall constitute its professional land surveying division; three professional landscape architects, who shall constitute its professional landscape architectural division; **two licensed interior designers, who shall constitute its licensed interior design division**; and a voting public member.

2. After receiving his or her commission and before entering upon the discharge of his or her official duties, each member of the board shall take, subscribe to and file in the office of the secretary of state the official oath required by the constitution.

3. The chairperson shall be the administrative and executive officer of the board, and it shall be his or her duty to supervise and expedite the work of the board and its divisions, and, at his or her election, when a tie exists between the divisions of the board, to break the tie by recording his or her vote for or against the action upon which the divisions are in disagreement. Each member of the architectural division shall have one vote when voting on an action pending before the board; each member of the professional engineering division shall have one vote when voting on an action pending before the board; each member of the professional land surveying division shall have one vote when voting on an action pending before the board; [and] each member of the professional landscape architectural division shall have one vote when voting on an action pending before the board; **and each member of the licensed interior design division shall have one vote when voting on an action pending before the board**. Every motion or proposed action upon which the divisions of the board are tied shall be deemed lost, and the chairperson shall so declare, unless the chairperson shall elect to break the tie as provided in this section. [Eight] **Nine** voting members of the board, including at least one member of each division, shall constitute a quorum, respectively, for the transaction of board business.

4. Each division of the board shall, at its first meeting in each even-numbered year, elect one of its members as division chairperson for a term of two years. Two voting members of each division of the board shall constitute a quorum for the transaction of division business. The chairpersons of the architectural division, professional engineering division, professional land surveying division, [and] professional landscape architectural division, **and licensed interior design division** so elected shall be vice chairpersons of the board[, and]. When the chairperson of the board is an architect, the chairperson of the architectural division shall be the ranking vice chairperson[, and]; when the chairperson of the board is a professional engineer, the chairperson of the professional engineering division shall be the ranking vice chairperson[.]; when the chairperson of the board is a professional land surveyor, the chairperson of the professional land surveying division shall be the ranking vice chairperson[, and]; when the chairperson of the board is a professional landscape architect, the chairperson of the professional landscape architectural division shall be the ranking vice chairperson; **and when the chairperson of the board is a licensed interior designer, the chairperson of the licensed interior design division shall be the ranking vice chairperson.** The chairperson of each division shall be the administrative and executive officer of his or her division, and it shall be his or her duty to supervise and expedite the work of the division, and, in case of a tie vote on any matter, the chairperson shall, at his or her election, break the tie by his or her vote. Every motion or question pending before the division upon which a tie exists shall be deemed lost, and so declared by the chairperson of the division, unless the chairperson shall elect to break such tie by his or her vote.

5. (1) Any person appointed to the board, except a public member, shall be a currently licensed architect, licensed professional engineer, licensed professional land surveyor [or], licensed professional landscape architect, **or licensed interior designer** in Missouri, as the vacancy on the board may require, who has been a resident of Missouri for at least five years, who has been engaged in active practice as an architect, professional engineer, professional land surveyor [or], professional landscape architect, **or licensed interior designer**, as the case may be, for at least ten consecutive years as a Missouri licensee immediately preceding such person's appointment, and who is and has been a citizen of the United States for at least five years immediately preceding such person's appointment.

(2) (a) Active service as a faculty member while holding the rank of assistant professor or higher in an accredited school of engineering shall be regarded as active practice of engineering, for the purposes of this chapter.

(b) Active service as a faculty member, after meeting the qualifications required by section 327.314, while holding the rank of assistant professor or higher in an accredited school of engineering and teaching land surveying courses shall be regarded as active practice of land surveying for the purposes of this chapter.

(c) Active service as a faculty member while holding the rank of assistant professor or higher in an accredited school of landscape architecture shall be regarded as active practice of landscape architecture, for the purposes of this chapter.

(d) Active service as a faculty member while holding the rank of assistant professor or higher in an accredited school of architecture shall be regarded as active practice of architecture for the purposes of this chapter; provided, however, that no faculty member of an accredited school of architecture shall be

eligible for appointment to the board unless such person has had at least three years' experience in the active practice of architecture other than in teaching.

(e) Active service as a faculty member while holding the rank of assistant professor or higher in an accredited school of interior design shall be regarded as active practice of licensed interior design for the purposes of this chapter, provided that no faculty member of an accredited school of interior design shall be eligible for appointment to the board unless such person has had at least three years of experience in the active practice of licensed interior design other than in teaching.

(3) The public member shall be, at the time of appointment, a citizen of the United States; a resident of this state for a period of one year and a registered voter; a person who is not and never was a member of any profession licensed or regulated pursuant to this chapter or the spouse of such person; and a person who does not have and never has had a material, financial interest in either the providing of the professional services regulated by this chapter, or an activity or organization directly related to any profession licensed or regulated pursuant to this chapter. All members, including public members, shall be chosen from lists submitted by the director of the division of professional registration. The duties of the public member shall not include the determination of the technical requirements to be met for licensure or whether any person meets such technical requirements or of the technical competence or technical judgment of a licensee or a candidate for licensure.

6. The governor shall appoint the chairperson and the other members of the board when a vacancy occurs either by the expiration of a term or otherwise, and each board member shall serve until such member's successor is appointed and has qualified. The position of chairperson shall rotate sequentially with an architect, then professional engineer, then professional land surveyor, **then licensed interior designer, and** then professional landscape architect, and shall be a licensee who has previously served as a member of the board. The appointment of the chairperson shall be for a term of four years which shall be deemed to have begun on the date of his or her appointment and shall end upon the appointment of the chairperson's successor. The chairperson shall not serve more than one term. All other appointments, except to fill an unexpired term, shall be for terms of four years; but no person shall serve on the board for more than two consecutive four-year terms, and each four-year term shall be deemed to have begun on the date of the expiration of the term of the board member who is being replaced or reappointed, as the case may be. Any appointment to the board which is made when the senate is not in session shall be submitted to the senate for its advice and consent at its next session following the date of the appointment.

7. In the event that a vacancy is to occur on the board because of the expiration of a term, then ninety days prior to the expiration, or as soon as feasible after a vacancy otherwise occurs, the president of the American Institute of Architects/Missouri if the vacancy to be filled requires the appointment of an architect, the president of the Missouri Society of Professional Engineers if the vacancy to be filled requires the appointment of a professional engineer, the president of the Missouri Society of Professional Surveyors if the vacancy to be filled requires the appointment of a professional land surveyor, [and] the president of the Missouri Association of Landscape Architects if the vacancy to be filled requires the appointment of a professional landscape architect, **and the president or other chief executive of any Missouri chapter of the International Interior Design Association if the vacancy to be filled requires the appointment of a licensed interior designer**, shall submit to the director of the division of professional registration a list of five architects [or], five professional engineers, [or] five professional land surveyors, [or] five professional landscape architects, **or five licensed interior designers**, as the case

may require, qualified and willing to fill the vacancy in question, with the recommendation that the governor appoint one of the five persons so listed; and with the list of names so submitted, the president **or other chief executive** of the appropriate organization shall include in a letter of transmittal a description of the method by which the names were chosen. This subsection shall not apply to public member vacancies.

8. The board may sue and be sued as the Missouri board for architects, professional engineers, professional land surveyors [and], professional landscape architects, **and licensed interior designers**, and its members need not be named as parties. Members of the board shall not be personally liable either jointly or severally for any act or acts committed in the performance of their official duties as board members, nor shall any board member be personally liable for any court costs which accrue in any action by or against the board.

9. Upon appointment by the governor and confirmation by the senate of the two licensed interior designers to be first appointed to the interior design division of the board, the interior design council shall be abolished and all of its powers, duties, and responsibilities shall be transferred and imposed upon the board pursuant to this section. Every act performed by or under the authority of the board shall be deemed to have the same force and effect as if performed by the interior design council pursuant to the authority granted to the interior design council prior to August 28, 2026. All rules of the interior design council shall continue in effect and shall be deemed to be duly adopted by the board until such rules are revised, amended, or repealed by the board as provided by law, of which such action shall be taken by the board on or before January 1, 2027.

327.041. 1. The board shall have the duty and the power to carry out the purposes and to enforce and administer the provisions of this chapter, to require, by summons or subpoena, with the vote of two-thirds of the voting board members, the attendance and testimony of witnesses, and the production of drawings, plans, plats, specifications, books, papers or any document representing any matter under hearing or investigation, pertaining to the issuance, probation, suspension or revocation of certificates of registration or certificates of authority provided for in this chapter, or pertaining to the unlawful practice of architecture, professional engineering, professional land surveying [or], professional landscape architecture, **or licensed interior design**.

2. The board shall, within the scope and purview of the provisions of this chapter, prescribe the duties of its officers and employees and adopt, publish and enforce the rules and regulations of professional conduct which shall establish and maintain appropriate standards of competence and integrity in the professions of architecture, professional engineering, professional land surveying [and], professional landscape architecture, **and licensed interior design**, and adopt, publish and enforce procedural rules and regulations as may be considered by the board to be necessary or proper for the conduct of the board's business and the management of its affairs, and for the effective administration and interpretation of the provisions of this chapter. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this chapter shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2001, shall be invalid and void.

3. Rules promulgated by the board pursuant to sections 327.272 to 327.635 shall be consistent with and shall not supersede the rules promulgated by the department of natural resources pursuant to chapter 60.

327.081. 1. All funds received pursuant to the provisions of this chapter shall be deposited in the state treasury to the credit of the “State Board for Architects, Professional Engineers, Professional Land Surveyors [and], Professional Landscape Architects, **and Licensed Interior Designers** Fund” which is hereby established. All expenditures authorized by this chapter shall be paid from funds appropriated to the board by the general assembly from this fund.

2. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the amount of the appropriation from the board's funds for the preceding fiscal year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year. The amount, if any, in the fund which shall lapse is that amount in the fund which exceeds the appropriate multiple of the appropriations from the board's funds for the preceding fiscal year.

3. Upon appointment by the governor and confirmation by the senate of the two licensed interior designers to be first appointed to the interior design division of the board, all moneys in the interior designer council fund shall be transferred to the state board for architects, professional engineers, professional land surveyors, professional landscape architects, and licensed interior designers fund. The interior designer council fund shall be abolished upon the transfer of all moneys in the fund to the state board for architects, professional engineers, professional land surveyors, professional landscape architects, and licensed interior designers fund.

327.381. The board may license, in its discretion, any architect, professional engineer, professional land surveyor, or professional landscape architect **who is licensed, or any interior designer who is licensed, certified, or registered**, in another state or territory of the United States, province of Canada, or in another country, when such applicant has qualifications which are at least equivalent to the requirements for licensure as an architect, professional engineer, professional land surveyor, [or] professional landscape architect, **or licensed interior designer** in this state, and provided further that the board may establish by rule the conditions under which it shall require any such applicant to take any examination it considers necessary, and provided further that any such application is accompanied by the required fee.

327.411. 1. Each architect and each professional engineer and each professional land surveyor and each professional landscape architect **and each licensed interior designer** shall have a personal seal in a form prescribed by the board, and he or she shall affix the seal to all final technical submissions. Technical submissions shall include, but are not limited to, drawings, specifications, plats, surveys, exhibits, reports, and certifications of construction prepared by the licensee, or under such licensee's immediate personal supervision. Such licensee shall either prepare or personally supervise the preparation of all documents sealed by the licensee, and such licensee shall be held personally responsible for the contents of all such documents sealed by such licensee, whether prepared or drafted by another licensee or not.

2. The personal seal of an architect or professional engineer or professional land surveyor or professional landscape architect **or licensed interior designer** shall be the legal equivalent of the

licensee's signature whenever and wherever used, and the owner of the seal shall be responsible for the architectural, engineering, land surveying, [or] landscape architectural, **or interior design** documents, as the case may be, when the licensee places his or her personal seal on such technical submissions to be used in connection with, any architectural or engineering project, survey, [or] landscape architectural project, **or interior alteration or construction project, as such term is defined in section 327.700.** Licensees shall undertake to perform architectural, professional engineering, professional land surveying [and], professional landscape architectural, **and licensed interior design** services only when they are qualified by education, training, and experience in the specific technical areas involved.

3. Notwithstanding any provision of this section, any architect, professional engineer, professional land surveyor, [or] professional landscape architect, **or licensed interior designer** may, but is not required to, attach a statement over his or her signature, authenticated by his or her personal seal, specifying the particular technical submissions, or portions thereof, intended to be authenticated by the seal, and disclaiming any responsibility for all other technical submissions relating to or intended to be used for any part or parts of the architectural or engineering project [or], survey [or], landscape architectural project, **or interior alteration or construction project, as such term is defined in section 327.700.**

4. Nothing in this section, or any rule or regulation of the board shall require any professional to seal preliminary or incomplete documents.

327.442. 1. At such time as the final trial proceedings are concluded whereby a licensee, or any person who has failed to renew or has surrendered his or her certificate of licensure or authority, has been **finally** adjudicated and found guilty, or has entered a plea of guilty or nolo contendere, in a [felony] **criminal** prosecution pursuant to the laws of [this] **any** state, [the laws of any other state, territory, or the laws] of the United States [of America], **or of any country** for any offense [reasonably] **directly** related to the [qualifications, functions, or] duties [of a licensee pursuant to this chapter or any felony offense, an essential element of which is fraud, dishonesty, or an act of violence, or for any felony offense involving moral turpitude,] **and responsibilities of the occupation, as set forth in section 324.012, regardless of** whether or not sentence is imposed, the board for architects, professional engineers, professional land surveyors [and], professional landscape architects, **and licensed interior designers** may hold a disciplinary hearing to singly or in combination censure or place the licensee named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed five years, or may suspend, for a period not to exceed three years, or revoke the license or certificate.

2. Anyone who has been revoked or denied a license or certificate to practice in another state may automatically be denied a license or certificate to practice in this state. However, the board for architects, professional engineers, professional land surveyors [and], professional landscape architects, **and licensed interior designers** may establish other qualifications by which a person may ultimately be qualified and licensed to practice in Missouri.

327.451. 1. Any person who believes that an architect or a professional engineer or a professional land surveyor or a professional landscape architect **or a licensed interior designer** has acted or failed to act so that his or her license or certificate of authority should, pursuant to the provisions of this chapter, be suspended or revoked, or who believes that any applicant for a license or certificate of authority pursuant to the provisions of this chapter is not entitled to a license or a certificate of authority, may file a written affidavit with the executive director of the board which the affiant shall sign and swear to and in

which the affiant shall clearly set forth the reasons for the affiant's charge or charges that the license or certificate **of authority** of an architect or professional engineer or professional land surveyor or professional landscape architect **or licensed interior designer** should be suspended or revoked or not renewed or that a license or certificate **of authority** should not be issued to an applicant.

2. If the affidavit so filed does not contain statements of fact which if true would authorize, pursuant to the provisions of this chapter, suspension or revocation of the accused's license or certificate **of authority**, or does not contain statements of fact which if true would authorize, pursuant to the provisions of this chapter, the refusal of the renewal of an existing license or certificate **of authority** or the refusal of a license or certificate **of authority** to an applicant, the board shall either dismiss the charge or charges or, within its discretion, cause an investigation to be made of the charges contained in the affidavit, after which investigation the board shall either dismiss the charge or charges or proceed against the accused by written complaint as provided in subsection 3 of this section.

3. If the affidavit contains statements of fact which if true would authorize pursuant to the provisions of this chapter the revocation or suspension of an accused's license or certificate **of authority**, the board shall cause an investigation to be made of the charge or charges contained in the affidavit and unless the investigation discloses the falsity of the facts upon which the charge or charges in the affidavit are based, the board shall file with and in the administrative hearing commission a written complaint against the accused setting forth the cause or causes for which the accused's license or certificate of authority should be suspended or revoked. Thereafter, the board shall be governed by and shall proceed in accordance with the provisions of chapter 621.

4. If the charges contained in the affidavit filed with the board would constitute a cause or causes for which pursuant to the provisions of this chapter an accused's license or certificate of authority should not be renewed or a cause or causes for which pursuant to the provisions of this chapter a certificate should not be issued, the board shall cause an investigation to be made of the charge or charges and unless the investigation discloses the falsity of the facts upon which the charge or charges contained in the affidavit are based, the board shall refuse to permit an applicant to be examined upon the applicant's qualifications for licensure or shall refuse to issue or renew a license or certificate of authority, as the case may require.

5. The provisions of this section shall not be so construed as to prevent the board on its own initiative from instituting and conducting investigations and based thereon to make written complaints in and to the administrative hearing commission.

6. If for any reason the provisions of chapter 621 become inapplicable to the board, then, and in that event, the board shall proceed to charge, adjudicate and otherwise act in accordance with the provisions of chapter 536.

[324.400.] **327.700.** As used in sections [324.400 to 324.439] **327.700 to 327.750**, the following terms mean:

(1) ["Council", the interior design council created in section 324.406;]

[(2) "Division", the division of professional registration;]

[(3) "Registered interior designer", a design professional who provides services including preparation of documents and specifications relative to nonload-bearing interior construction, furniture, finishes, fixtures and equipment and who meets the criteria of education, experience and examination as provided

in sections 324.400 to 324.439] **“Building equipment”, any mechanical, plumbing, electrical, or structural components, including a conveyance, designed for or located in a building or structure;**

(2) “Conveyance”, an elevator, dumbwaiter, vertical reciprocating conveyor, escalator, or other motorized vertical transportation system;

(3) “Interior alteration or construction project”, a project, including construction, modification, renovation, rehabilitation, or historic preservation, for an interior space or area within a proposed or existing building or structure that involves changing or altering:

(a) The design function or layout of a room; or

(b) The state of permanent fixtures or equipment;

(4) “Interior nonstructural element”, an interior design element that does not require structural bracing and that is not load-bearing according to any applicable building codes;

(5) “Interior technical submission”, the designs, drawings, and specifications that establish the scope of the interior alteration or construction project, the standard of quality for any materials, workmanship, equipment, and construction systems of an interior alteration or construction project, and the studies and other technical reports and calculations prepared in the course of the practice of licensed interior design;

(6) “Practice of licensed interior design”, the design of interior spaces as a part of an interior alteration or construction project in conformity with public health, safety, and welfare requirements, including the preparation of documents relating to building code descriptions, project egress plans that require no increase in the capacity of exits in the space affected, space planning, and finish materials, and the preparation of documents and interior technical submissions relating to an interior alteration or construction project. The term “practice of licensed interior design”:

(a) Shall include:

a. The programming, planning, pre-design analysis, and conceptual design of any interior nonstructural elements including, but not limited to, the selection of materials, except for building equipment;

b. The alteration or construction of any interior nonstructural elements and any interior technical submissions related to such alteration or construction;

c. The preparation of a physical plan of space within a proposed or existing building or structure, including:

(i) Determinations of circulation systems or patterns;

(ii) Determinations of the location of exit requirements based on occupancy loads; and

(iii) Assessments and analyses of any interior safety factors to comply with applicable building codes related to interior nonstructural elements;

d. The rendering of designs, plans, drawings, specifications, contract documents, or other interior technical submissions; and

e. The administration of the construction of interior nonstructural elements and contracts relating to interior nonstructural elements in the interior alteration or construction of a proposed or existing building or structure; and

(b) Shall not include:

a. Services or work that constitute the practice of architecture, as provided in section 327.091, except as otherwise provided for in this chapter;

b. Services or work that constitute the practice of professional engineering, as provided in section 327.181;

c. Services or work that constitute the practice of professional land surveying, as provided in section 327.272;

d. Services or work that constitute the practice of professional landscape architecture, as defined in section 327.600;

e. Altering or affecting the structural system and seismic system of a building, including changing the building's live or dead load on the structural system;

f. Changes to the building envelope, including exterior walls, exterior wall coverings, exterior wall openings, exterior windows or doors, architectural trim, balconies and similar projections, bay or oriel windows, roof assemblies and rooftop structures, and glass and glazing for exterior use in both vertical, horizontal, and sloped applications in buildings and structures;

g. Altering or affecting the mechanical, plumbing, heating, air conditioning, ventilation, electrical, vertical transportation, fire sprinkler, or fire alarm systems, and any building elements, spaces, or areas that are for the purpose of containing such systems;

h. Changes beyond the exit access component of a means of egress system;

i. Construction that materially affects any life safety systems pertaining to fire safety or fire protection of structural elements, smoke evacuation and compartmentalization systems, or fire-rated vertical shafts in multi-story structures;

j. Changes to the existing use group for an occupancy;

k. Changes to the construction classification of the building or structure according to any applicable building codes;

**l. Creating or modifying any atriums, floor openings, community spaces, or vertical openings;
or**

m. Any person who renders services within the practice of licensed interior design in connection with the construction, remodeling, or repairing of any privately owned building described in item (i), (ii), or (iii) of this subparagraph, and who indicates on any drawings, specifications, estimates,

reports, or other documents furnished in connection with the services within the practice of licensed interior design that the person is not a licensed interior designer:

(i) A dwelling house;

(ii) A multiple family dwelling house, flat, or apartment containing not more than two families;
or

(iii) Any one building or structure, except for those buildings or structures used exclusively for agricultural purposes, which provides for the employment, assembly, housing, sleeping, or eating of not more than nine persons, contains less than two thousand square feet, and is not part of another building or structure.

[324.402.] **327.705.** The state or any county, municipality, or other political subdivision shall not require the use of a [registered] **licensed** interior designer for any residential building, residential remodeling, residential rehabilitation, or residential construction purposes.

[324.403.] **327.710. 1.** No person may use the name or title, [registered] **licensed** interior designer, in this state unless that person is [registered] **licensed** as required by sections [324.400 to 324.439] **327.700 to 327.750.**

2. A licensed interior designer shall undertake to perform services within the practice of licensed interior design only when he or she is qualified by education, training, and experience in the specific technical areas involved.

3. Licensed interior designers shall be in responsible charge of interior design technical submissions that can affect the health, safety, and welfare of the public within their scope of practice. Licensed interior designers shall not take responsible charge over interior technical submissions prepared by another person unless the licensed interior designer reviewing such interior technical submissions actually exercises personal supervision and direct control over the interior technical submissions. Nothing in [sections 324.400 to 324.439] **this chapter** shall be construed as limiting or preventing the practice of a person's **interior design** profession or restricting a person from providing [interior design] services **within the practice of licensed interior design**, provided such person does not indicate to the public that such person is [registered] **licensed** as an interior designer pursuant to the provisions of sections [324.400 to 324.439] **327.700 to 327.750.**

4. Nothing in this chapter shall be construed as in any way precluding an architect from performing any of the services included within the practice of licensed interior design.

[324.409.] **327.720. 1.** To be a [registered] **licensed** interior designer, a person:

(1) Shall take and pass or have passed the examination administered by the [National] Council for Interior Design Qualification or an equivalent examination approved by the [division] **board**. In addition to proof of passage of the examination, the application shall provide substantial evidence to the [division] **board** that the applicant:

(a) Is a graduate of a five-year or four-year **accredited degree program from a school of interior design** [program from an accredited institution] and has completed at least two years of diversified and appropriate interior design experience; or

(b) [Has completed at least three years of an interior design curriculum from an accredited institution and has completed at least three years of diversified and appropriate interior design experience; or]

[(c)] Is a graduate of a two-year **accredited degree program from a school of interior design** [program from an accredited institution] and has completed at least four years of diversified and appropriate interior design experience; or

(2) May qualify who is currently [registered] **licensed** pursuant to sections 327.091 to 327.171, and section 327.401 pertaining to the practice of architecture [and registered with the division. Such applicant shall give authorization to the division in order to verify current registration with sections 327.091 to 327.171 and section 327.401 pertaining to the practice of architecture].

2. An applicant whose curriculum or transcript has been approved by the board shall be exempt from the requirement to provide substantial evidence that the applicant meets the requirements of paragraph (a) or (b) of subdivision (1) of subsection 1 of this section.

3. The [division] board shall verify if an applicant has complied with the provisions of this section and has paid the required fees, then the [division] board shall recommend such applicant be [registered] licensed as a [registered] licensed interior designer by the [division] board.

[324.415.] **327.725.** Applications for [registration] **licensure** as a [registered] **licensed** interior designer shall be typewritten on forms prescribed by the [division] **board** and furnished to the applicant. The application shall contain the applicant's statements showing the applicant's education, experience, results of previous interior design certification, registration, or licensing examinations, if any, and such other pertinent information as the [division] **board** may require, or architect's **license or** registration number and such other pertinent information as the [division] **board** may require. Each application shall contain a statement that is made under oath or affirmation and that the representations are true and correct to the best knowledge and belief of the person signing the application. The person shall be subject to the penalties for making a false affidavit or declaration and shall be accompanied by the required fee.

[324.418.] **327.730.** 1. The [certificate of registration] **license** issued biennially to a [registered] **licensed** interior designer pursuant to sections [324.400 to 324.439] **327.700 to 327.750** shall be renewed on or before the [certificate] **license** renewal date accompanied by the required fee. The [certificate of registration] **license** of a [registered] **licensed** interior designer which is not renewed within three months after the [certificate] **license** renewal date shall be suspended automatically, subject to the right of the holder to have the suspended [certificate of registration] **license** reinstated within nine months of the date of suspension if the person pays the required reinstatement fee. Any [certificate of registration] **license** suspended and not reinstated within nine months of the suspension date shall expire and be void and the holder of such [certificate] **license** shall have no rights or privileges provided to holders of valid [certificates] **licenses**. Any person whose [certificate of registration] **license** has expired may, upon demonstration of current qualifications and payment of required fees, be [reregistered] **relicensed** or reauthorized under the person's original [certificate of registration] **license** number.

2. Each application for the renewal or reinstatement of a [registration] **license** shall be on a form furnished to the applicant and shall be accompanied by the required fees [and proof of current completion of at least one unit every two years of approved or verifiable continuing education in interior design or architecture, immediately prior to such renewal or reinstatement. Ten contact hours constitutes one

continuing education unit. Five contact hours of teaching in interior design or architecture constitutes one continuing education unit. One college course credit in interior design or architecture constitutes one continuing education unit].

3. The board shall establish, by rule, continuing education requirements as a condition to renewing or reinstating the license of an interior designer that are substantially equivalent to the continuing education requirements for architects.

[324.427.] **327.735.** It is unlawful for any person to advertise or indicate to the public that the person is a [registered] **licensed** interior designer in this state, unless such person is [registered] **licensed** as a [registered] **licensed** interior designer by the [division] **board** and is in good standing pursuant to sections [324.400 to 324.439] **327.700 to 327.750.**

[324.430.] **327.740.** No person may use the designation [registered] **licensed** interior designer in Missouri, unless the [division] **board** has issued a current [certificate of registration] **license** certifying that the person has been duly [registered] **licensed** as a [registered] **licensed** interior designer in Missouri and unless such [registration] **license** has been renewed or reinstated as provided in section [324.418] **327.730.**

[324.433.] **327.745.** The right to use the title of [registered] **licensed** interior designer shall be deemed a personal right, based upon the qualifications of the individual, evidenced by the person's current [certificate of registration] **license** and such [certificate] **license** is not transferable; except that, a [registered] **licensed** interior designer may perform the [interior designer's profession] **practice of licensed interior design** through, or as a member of, or as an employee of, a partnership or corporation.

[324.439.] **327.750.** [After twenty-four months after August 28, 1998,] Any person who violates any provision of sections [324.400 to 324.439] **327.700 to 327.750** shall be guilty of a class A misdemeanor.

331.084. 1. The board may apply to the administrative hearing commission for an emergency suspension or restriction of a license issued under this chapter if:

(1) The holder of the license is the subject of a pending criminal indictment, criminal information, or other criminal charge related to the duties and responsibilities of the licensed occupation; and

(2) There is reasonable cause for the board to believe that the public health, safety, or welfare is at imminent risk of harm from the holder of the license.

2. The board shall submit to the administrative hearing commission supporting affidavits and certified court records, together with a complaint alleging the facts in support of the board's request for an emergency suspension or restriction of a license, and shall supply the administrative hearing commission with the last home or business addresses on file with the board for the licensee. Within one business day of the filing of the complaint, the administrative hearing commission shall return a service packet to the board. The service packet shall include the board's complaint and any affidavits or records the board intends to rely on that have been filed with the administrative hearing commission. The service packet may contain other information in the discretion of the administrative hearing commission. Within twenty-four hours of receiving the packet, the board shall either personally serve the licensee the service packet or leave a copy of the service packet at all of the licensee's current addresses on file with the board.

3. Within five days of the board's filing of the complaint, the administrative hearing commission shall review the information submitted by the board and shall issue its findings of fact and conclusions of law. If the administrative hearing commission finds that there is reasonable cause for the board to believe that the public health, safety, or welfare is at imminent risk of harm from the holder of the license, the administrative hearing commission shall enter the order requested by the board. The order shall be effective upon personal service or by leaving a copy at all of the licensee's current addresses on file with the board.

4. (1) The administrative hearing commission shall hold an evidentiary hearing on the record within forty-five days of the board's filing of the complaint, or upon final adjudication of any criminal charges filed against the licensee, as appropriate, to determine if cause for discipline exists under the provisions of this chapter and to determine whether the initial order entered by the commission shall continue in effect. Prior to the hearing, the licensee may file affidavits and certified court records for consideration by the administrative hearing commission. The administrative hearing commission may grant a request for a continuance but shall in any event hold the hearing within one hundred twenty days of the board's initial filing. The board shall be granted leave to amend its complaint if it is more than thirty days prior to the hearing, or within thirty days prior to the hearing upon a showing of good cause.

(2) If no cause for discipline is found following an evidentiary hearing, the administrative hearing commission shall issue findings of fact, conclusions of law, and an order terminating the commission's initial order imposing an emergency suspension or restriction of the license.

(3) If the administrative hearing commission finds cause for discipline following an evidentiary hearing, the commission shall issue findings of fact and conclusions of law and order the emergency suspension or restriction to remain in full force and effect pending a disciplinary hearing before the board. The board shall hold a hearing following the certification of the record by the administrative hearing commission and may impose discipline otherwise authorized by state law.

5. Any action under this section shall be in addition to and not in lieu of any discipline otherwise in the board's power to impose and may be brought concurrently with other actions.

6. If the administrative hearing commission does not grant an initial order imposing an emergency suspension or restriction of the license as described in subsection 3 of this section, the board shall remove all reference to such emergency suspension or restriction from its public records.”; and

Further amend said bill, page 4, section 334.880, line 31, by inserting after all of said line the following:

“345.050. To be eligible for licensure by the board by examination, each applicant shall submit the application fee and shall furnish evidence of such person's current competence and shall:

(1) Hold a master's or a doctoral degree from a program that was awarded “accreditation candidate” status or is accredited by the Council on Academic Accreditation of the American Speech-Language-Hearing Association or other accrediting agency approved by the board in the area in which licensure is sought;

(2) Submit official transcripts from one or more accredited colleges or universities presenting evidence of the completion of course work and clinical practicum requirements equivalent to that required by the Council on Academic Accreditation of the American Speech-Language-Hearing Association or other accrediting agency approved by the board;

(3) Present written evidence of completion of a clinical fellowship from supervisors. The experience required by this subdivision shall follow the completion of the requirements of subdivisions (1) and (2) of this section. This period of employment shall be under the direct supervision of a [person who is licensed by the state of Missouri in the profession in which the applicant seeks to be] licensed **speech-language pathologist in good standing**. Persons applying with an audiology clinical doctoral degree are exempt from this provision; and

(4) Pass an examination promulgated or approved by the board. The board shall determine the subject and scope of the examinations.

537.033. 1. As used in this section, unless the context clearly indicates otherwise, the following words and terms shall have the meanings indicated:

(1) "Design professional", an architect, landscape architect, professional land surveyor, [or] professional engineer, **or licensed interior designer** licensed under the provisions of chapter 327 or any corporation authorized to practice architecture, landscape architecture, land surveying, or engineering under section 327.401 while acting within their scope of practice;

(2) "Lessons learned", internal meetings, classes, publications in any medium, presentations, lectures, or other means of teaching and communicating after substantial completion of the project which are conducted solely and exclusively by and with the employees, partners, and coworkers of the design professional who prepared the project's design for the purpose of learning best practices and reducing errors and omissions in design documents and procedures. Lessons learned shall not include presentations, lectures, teaching, or communication made to or by third parties who are not employees, partners, and coworkers of the design professional whose work is being evaluated and discussed;

(3) "Peer review process", a process through which design professionals evaluate, maintain, or monitor the quality and utilization of architectural, landscape architectural, land surveying, [or] engineering, **or interior design** services, prepare internal lessons learned, or exercise any combination of such responsibilities;

(4) "Substantial completion", the construction of the project covered by the design professional's design documents has reached substantial completion, as that term is defined in section 436.327.

2. A peer review process shall only be performed by a design professional licensed in any jurisdiction in the United States in the same profession as would be required under chapter 327 to prepare the design documents being reviewed, or in a case requiring multiple professions, by a person or persons holding the proper licenses. A peer review process may be performed by one or more design professionals appointed by the partners, shareholders, board of directors, chief executive officer, quality control director, or employed design professionals of a partnership or of a corporation authorized under section 327.401 to practice architecture, landscape architecture, land surveying, or engineering, or by the owner of a sole proprietorship engaged in one or more of such professions. Any individual identified in this subsection and performing a peer review shall be deemed a peer reviewer.

3. Each peer reviewer described in this subsection shall be immune from civil liability for such acts so long as the acts are performed in good faith, without malice, and are reasonably related to the scope of inquiry of the peer review process. The immunity in this subsection is intended to cover only outside peer reviews by a third-party design professional who is not an employee, coworker, or partner of the design professional whose design is being peer reviewed before substantial completion of the project and who has no other role in the project besides performing the peer review.

4. This section does not provide immunity to any in-house peer reviewer when performed by employees, coworkers, or partners of the design professional who prepares the design, nor are any such documents or peer review comments, other than lessons learned, inadmissible into evidence in any judicial or administrative action.

5. Except for documents related to lessons learned, the interviews, memoranda, proceedings, findings, deliberations, reports, and minutes of the peer review process, or the existence of the same, concerning the professional services provided to a client or member of the public are subject to discovery, subpoena, or other means of legal compulsion for their release to any person or entity and shall be admissible into evidence in any judicial or administrative action for failure to provide appropriate architectural, landscape architectural, land surveying, [or] engineering, **or interior design** services, subject to applicable rules of the court or tribunal. Except as otherwise provided in this section, no person who was in attendance at, or participated in, any lessons learned process or proceedings shall be permitted or required to disclose any information acquired in connection with or in the course of such proceeding, or to disclose any opinion, recommendation, or evaluation made in a lessons learned process or proceeding; provided, however, that information otherwise discoverable or admissible from original sources is not to be construed as immune from discovery or use in any proceeding merely because it was presented during a lessons learned process or proceeding nor is a member, employee, or agent involved in any such process or proceeding, or other person appearing before a peer reviewer, to be prevented from testifying as to matters within his or her personal knowledge and in accordance with the other provisions of this section, but such witness cannot be questioned about a lessons learned process or proceeding or about opinions formed as a result of such process or proceeding. The disclosure of any memoranda, proceedings, reports, or minutes of a lessons learned proceeding to any person or entity, including but not limited to governmental agencies, professional accrediting agencies, or other design professionals, whether proper or improper, shall not waive or have any effect upon its confidentiality, nondiscoverability, or nonadmissibility.

6. Nothing in this section shall limit authority otherwise provided by law of the Missouri board for architects, professional engineers, professional land surveyors, [and] **professional landscape architects, and licensed interior designers** to obtain information by subpoena or other authorized process from a peer reviewer or to require disclosure of otherwise confidential information relating to matters and investigations within the jurisdiction of such licensing board.

621.045. 1. The administrative hearing commission shall conduct hearings and make findings of fact and conclusions of law in those cases when, under the law, a license issued by any of the following agencies may be revoked or suspended or when the licensee may be placed on probation or when an agency refuses to permit an applicant to be examined upon his or her qualifications or refuses to issue or renew a license of an applicant who has passed an examination for licensure or who possesses the qualifications for licensure without examination:

Missouri State Board of Accountancy

Missouri State Board for Architects, Professional Engineers, Professional Land Surveyors [and], **Professional Landscape Architects, and Licensed Interior Designers**

Board of Barber Examiners

Board of Cosmetology

Board of Chiropody and Podiatry

Board of Chiropractic Examiners

Missouri Dental Board

Board of Embalmers and Funeral Directors

Board of Registration for the Healing Arts

Board of Nursing

Board of Optometry

Board of Pharmacy

Missouri Real Estate Commission

Missouri Veterinary Medical Board

Supervisor of Liquor Control

Department of Health and Senior Services

Department of Commerce and Insurance

Department of Mental Health

Board of Private Investigator Examiners.

2. If in the future there are created by law any new or additional administrative agencies which have the power to issue, revoke, suspend, or place on probation any license, then those agencies are under the provisions of this law.

3. The administrative hearing commission is authorized to conduct hearings and make findings of fact and conclusions of law in those cases brought by the Missouri state board for architects, professional engineers, professional land surveyors [and], **professional landscape architects, and licensed interior designers** against unlicensed persons under section 327.076.

4. Notwithstanding any other provision of this section to the contrary, after August 28, 1995, in order to encourage settlement of disputes between any agency described in subsection 1 or 2 of this section and its licensees, any such agency shall:

(1) Provide the licensee with a written description of the specific conduct for which discipline is sought and a citation to the law and rules allegedly violated, together with copies of any documents which are the basis thereof and the agency's initial settlement offer, or file a contested case against the licensee;

(2) If no contested case has been filed against the licensee, allow the licensee at least sixty days, from the date of mailing, to consider the agency's initial settlement offer and to contact the agency to discuss the terms of such settlement offer;

(3) If no contested case has been filed against the licensee, advise the licensee that the licensee may, either at the time the settlement agreement is signed by all parties, or within fifteen days thereafter, submit the agreement to the administrative hearing commission for determination that the facts agreed to by the parties to the settlement constitute grounds for denying or disciplining the license of the licensee; and

(4) In any contact under this subsection by the agency or its counsel with a licensee who is not represented by counsel, advise the licensee that the licensee has the right to consult an attorney at the licensee's own expense.

5. If the licensee desires review by the administrative hearing commission under subdivision (3) of subsection 4 of this section at any time prior to the settlement becoming final, the licensee may rescind and withdraw from the settlement and any admissions of fact or law in the agreement shall be deemed withdrawn and not admissible for any purposes under the law against the licensee. Any settlement submitted to the administrative hearing commission shall not be effective and final unless and until findings of fact and conclusions of law are entered by the administrative hearing commission that the facts agreed to by the parties to the settlement constitute grounds for denying or disciplining the license of the licensee.

6. When a holder of a license, registration, permit, or certificate of authority issued by the division of professional registration or a board, commission, or committee of the division of professional registration against whom an affirmative decision is sought has failed to plead or otherwise respond in the contested case and adequate notice has been given under sections 536.067 and 621.100 upon a properly pled writing filed to initiate the contested case under this chapter or chapter 536, a default decision shall be entered against the licensee without further proceedings. The default decision shall grant such relief as requested by the division of professional registration, board, committee, commission, or office in the writing initiating the contested case as allowed by law. Upon motion stating facts constituting a meritorious defense and for good cause shown, a default decision may be set aside. The motion shall be made within a reasonable time, not to exceed thirty days after entry of the default decision. "Good cause" includes a mistake or conduct that is not intentionally or recklessly designed to impede the administrative process.

[324.406. 1. There is hereby created within the division of professional registration a council to be known as the "Interior Design Council". The council shall consist of four interior designers and one public member appointed by the director of the division. The director shall give due consideration to the recommendations by state organizations of the interior design profession for the appointment of the interior design members to the council. Council members shall be appointed to serve a term of four years; except that of the members first appointed, one interior design member and the public member shall be appointed for terms of four years, one member shall be appointed for a term of

three years, one member shall be appointed for a term of two years and one member shall be appointed for a term of one year. No member of the council shall serve more than two terms.

2. Each council member, other than the public member, shall be a citizen of the United States, a resident of the state of Missouri for at least one year, meet the qualifications for professional registration, practice interior design as the person's principal livelihood and, except for the first members appointed, be registered pursuant to sections 324.400 to 324.439 as an interior designer.

3. The public member shall be, at the time of such person's appointment, a citizen of the United States, a registered voter, a person who is not and never was a member of the profession regulated by sections 324.400 to 324.439 or the spouse of such a person and a person who does not have and never has had a material financial interest in the providing of the professional services regulated by sections 324.400 to 324.439. The duties of the public member shall not include the determination of the technical requirements for the registration of persons as interior designers.

4. The provisions of section 324.028 pertaining to members of certain state boards and commissions shall apply to all members of the council.

5. Members of the council may be removed from office for cause. Upon the death, resignation or removal from office of any member of the council, the appointment to fill the vacancy shall be for the unexpired portion of the term so vacated and shall be filled in the same manner as the first appointment and due notice be given to the state organizations of the interior design profession prior to the appointment.

6. Each member of the council may receive as compensation an amount set by the division not to exceed fifty dollars per day and shall be reimbursed for the member's reasonable and necessary expenses incurred in the official performance of the member's duties as a member of the council. The director shall establish by rule guidelines for payment.

7. The council shall meet at least twice each year and guide, advise, and make recommendations to the division on matters within the scope of sections 324.400 to 324.439. The organization of the council shall be established by the members of the council.]

[324.412. The division shall:

(1) Employ, within the limits of the appropriations for that purpose, such employees as are necessary to carry out the provisions of sections 324.400 to 324.439;

(2) Exercise all budgeting, purchasing, reporting and other related management functions;

(3) Recommend prosecution for violations of sections 324.400 to 324.439 to the appropriate prosecuting or circuit attorney;

(4) Promulgate such rules and regulations as are necessary to administer the provisions of sections 324.400 to 324.439. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated to administer and enforce sections 324.400 to 324.439, shall become effective only if the agency has fully complied with all of the requirements of chapter 536, including but not limited to, section 536.028, if applicable, after August 28, 1998. If the provisions of section 536.028 apply, the provisions of this section are nonseverable and if any of the powers vested with the general

assembly pursuant to section 536.028 to review, to delay the effective date, or to disapprove and annul a rule or portion of a rule are held unconstitutional or invalid, the purported grant of rulemaking authority and any rule so proposed and contained in the order of rulemaking shall be invalid and void, except that nothing in this section shall affect the validity of any rule adopted and promulgated prior to August 28, 1998.]

[324.421. The division shall register without examination any interior designer certified, licensed or registered in a foreign country if the applicant has qualifications which are at least equivalent to the requirements for registration as a registered interior designer in this state and such applicant pays the required fees.]

[324.424. 1. The division shall set the amount of the fees authorized by sections 324.400 to 324.439 by rules and regulations. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering sections 324.400 to 324.439. All fees required pursuant to sections 324.400 to 324.439 shall be paid to and collected by the division of professional registration and transmitted to the department of revenue for deposit in the state treasury to the credit of the "Interior Designer Council Fund", which is hereby created.

2. Notwithstanding the provisions of section 33.080 to the contrary, money in the fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds three times the amount of the appropriation to the council for the preceding fiscal year. The amount, if any, in the fund which shall lapse is the amount in the fund which exceeds the appropriate multiple of the appropriations to the council for the preceding fiscal year.]

[324.436. 1. The division may refuse to issue any certificate required pursuant to sections 324.400 to 324.439, or renew or reinstate any such certificate, for any one or any combination of the reasons stated in subsection 2 of this section. The division shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of the person's right to file a complaint with the administrative hearing commission as provided in chapter 621.

2. The division may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of a certificate of registration required by sections 324.400 to 324.439 or any person who has failed to renew or has surrendered the person's certificate of registration for any one or combination of the following reasons:

(1) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, or of any country, for any offense directly related to the duties and responsibilities of the occupation, as set forth in section 324.012, regardless of whether or not sentence is imposed;

(2) Use of fraud, deception, misrepresentation or bribery in securing any certificate of registration issued pursuant to sections 324.400 to 324.439 or in obtaining permission to take any examination given or required pursuant to sections 324.400 to 324.439;

(3) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation;

- (4) Incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties of the profession regulated by sections 324.400 to 324.439;
- (5) Violation of, or assisting or enabling any person to violate, any provision of sections 324.400 to 324.439, or of any lawful rule or regulation adopted pursuant to such sections;
- (6) Impersonation of any person holding a certificate of registration or authority, permit or license or allowing any person to use the person's certificate or diploma from any school;
- (7) Disciplinary action against the holder of a certificate of registration or other right to perform the profession regulated by sections 324.400 to 324.439 granted by another state, territory, federal agency or country upon grounds for which revocation or suspension is authorized in this state;
- (8) A person is finally adjudged insane or incompetent by a court of competent jurisdiction;
- (9) Issuance of a certificate of registration based upon a material mistake of fact;
- (10) Use of any advertisement or solicitation which is false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed, as it relates to the interior design profession.

3. After the filing of a complaint pursuant to subsection 2 of this section, the proceedings shall be conducted in accordance with the provisions of chapter 536 and chapter 621. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2 of this section, for disciplinary action are met, the division shall censure or place the person named in the complaint on probation for a period not to exceed five years or may suspend the person's certificate for a period not to exceed three years or may revoke the person's certificate of registration.]

Section B. The repeal of sections 324.406 and 324.424 shall become effective upon notification to the revisor from the director of the division of professional registration of the department of commerce and insurance of the appointment and confirmation of two members to the interior design division of the Missouri board for architects, professional engineers, professional land surveyors, professional landscape architects, and licensed interior designers.”; and

Further amend the title and enacting clause accordingly.

Senator McCreery moved that the above amendment be adopted.

Senator Burger raised the point of order that **SA 1** goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem, who ruled it well-taken.

At the request of Senator Burger, **SB 1083** was placed on the Informal Calendar.

Senator Brown (26) moved that **SB 895** be taken up for perfection, which motion prevailed.

Senator Brown (26) offered **SS** for **SB 895**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 895

An Act to amend chapter 324, RSMo, by adding thereto one new section relating to professional licensing.

Senator Brown (26) moved that **SS** for **SB 895** be adopted.

Senator McCreery offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 895, Page 4, Section 324.004, Line 113, by inserting after all of said line the following:

“345.050. To be eligible for licensure by the board by examination, each applicant shall submit the application fee and shall furnish evidence of such person's current competence and shall:

(1) Hold a master's or a doctoral degree from a program that was awarded “accreditation candidate” status or is accredited by the Council on Academic Accreditation of the American Speech-Language-Hearing Association or other accrediting agency approved by the board in the area in which licensure is sought;

(2) Submit official transcripts from one or more accredited colleges or universities presenting evidence of the completion of course work and clinical practicum requirements equivalent to that required by the Council on Academic Accreditation of the American Speech-Language-Hearing Association or other accrediting agency approved by the board;

(3) Present written evidence of completion of a clinical fellowship from supervisors. The experience required by this subdivision shall follow the completion of the requirements of subdivisions (1) and (2) of this section. This period of employment shall be under the direct supervision of a [person who is licensed by the state of Missouri in the profession in which the applicant seeks to be] licensed **speech-language pathologist in good standing**. Persons applying with an audiology clinical doctoral degree are exempt from this provision; and

(4) Pass an examination promulgated or approved by the board. The board shall determine the subject and scope of the examinations.”; and

Further amend the title and enacting clause accordingly.

Senator McCreery moved that the above amendment be adopted, which motion prevailed.

Senator Lewis offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 895, Page 4, Section 324.004, Line 113, by inserting after all of said line the following:

“337.600. As used in sections 337.600 to 337.689, the following terms mean:

(1) “Advanced macro social worker”, the applications of social work theory, knowledge, methods, principles, values, and ethics; and the professional use of self to community and organizational systems, systemic and macrocosm issues, and other indirect nonclinical services; specialized knowledge and

advanced practice skills in case management, information and referral, nonclinical assessments, counseling, outcome evaluation, mediation, nonclinical supervision, nonclinical consultation, expert testimony, education, outcome evaluation, research, advocacy, social planning and policy development, community organization, and the development, implementation and administration of policies, programs, and activities. A licensed advanced macro social worker may not treat mental or emotional disorders or provide psychotherapy without the direct supervision of a licensed clinical social worker, or diagnose a mental disorder;

(2) “Clinical social work”, the application of social work theory, knowledge, values, methods, principles, and techniques of case work, group work, client-centered advocacy, community organization, administration, planning, evaluation, consultation, research, psychotherapy and counseling methods and techniques to persons, families and groups in assessment, diagnosis, treatment, prevention and amelioration of mental and emotional conditions;

(3) “Committee”, the state committee for social workers established in section 337.622;

(4) “Department”, the Missouri department of commerce and insurance;

(5) “Director”, the director of the division of professional registration;

(6) “Division”, the division of professional registration;

(7) “Independent practice”, any practice of social workers outside of an organized setting such as a social, medical, or governmental agency in which a social worker assumes responsibility and accountability for services required;

(8) “Licensed advanced macro social worker”, any person who offers to render services to individuals, groups, families, couples, organizations, institutions, communities, government agencies, corporations, or the general public for a fee, monetary or otherwise, implying that the person is trained, experienced, and licensed as an advanced macro social worker, and who holds a current valid license to practice as an advanced macro social worker;

(9) “Licensed baccalaureate social worker”, any person who offers to render services to individuals, groups, organizations, institutions, corporations, government agencies, or the general public for a fee, monetary or otherwise, implying that the person is trained, experienced, and licensed as a baccalaureate social worker, and who holds a current valid license to practice as a baccalaureate social worker;

(10) “Licensed clinical social worker”, any person who offers to render services to individuals, groups, organizations, institutions, corporations, government agencies, or the general public for a fee, monetary or otherwise, implying that the person is trained, experienced, and licensed as a clinical social worker, and who holds a current, valid license to practice as a clinical social worker;

(11) “Licensed master social worker”, any person who offers to render services to individuals, groups, families, couples, organizations, institutions, communities, government agencies, corporations, or the general public for a fee, monetary or otherwise, implying that the person is trained, experienced, and licensed as a master social worker, and who holds a current valid license to practice as a master social worker. A licensed master social worker may not treat mental or emotional disorders, provide

psychotherapy without the direct supervision of a licensed clinical social worker, or diagnose a mental disorder;

(12) “Master social work”, the application of social work theory, knowledge, methods, and ethics and the professional use of self to restore or enhance social, psychosocial, or biopsychosocial functioning of individuals, couples, families, groups, organizations, communities, institutions, government agencies, or corporations. The practice includes the applications of specialized knowledge and advanced practice skills in the areas of assessment, treatment planning, implementation and evaluation, case management, mediation, information and referral, counseling, client education, supervision, consultation, education, research, advocacy, community organization and development, planning, evaluation, implementation and administration of policies, programs, and activities. Under supervision as provided in this section, the practice of master social work may include the practices reserved to clinical social workers or advanced macro social workers for no more than forty-eight consecutive calendar months for the purpose of obtaining licensure under section 337.615 or 337.645;

(13) “Practice of advanced macro social work”, rendering, offering to render, or supervising those who render to individuals, couples, families, groups, organizations, institutions, corporations, government agencies, communities, or the general public any service involving the application of methods, principles, and techniques of advanced practice macro social work;

(14) “Practice of baccalaureate social work”, rendering, offering to render, or supervising those who render to individuals, families, groups, organizations, institutions, corporations, or the general public any service involving the application of methods, principles, and techniques of baccalaureate social work;

(15) “Practice of clinical social work”, rendering, offering to render, or supervising those who render to individuals, couples, groups, organizations, institutions, corporations, or the general public any service involving the application of methods, principles, and techniques of clinical social work;

(16) “Practice of master social work”, rendering, offering to render, or supervising those who render to individuals, couples, families, groups, organizations, institutions, corporations, government agencies, communities, or the general public any service involving the application of methods, principles, and techniques of master social work;

(17) “Qualified advanced macro supervisor”, any licensed social worker who meets the qualifications of a qualified clinical supervisor or a licensed advanced macro social worker who has:

(a) Practiced in the field of social work as a licensed social worker for which he or she is supervising the applicant for a minimum of ~~[five]~~ **three** years;

(b) Successfully completed a minimum of sixteen hours of supervisory training from the Association of Social Work Boards, the National Association of Social Workers, an accredited university, or a program approved by the state committee for social workers. All organizations providing the supervisory training shall adhere to the basic content and quality standards outlined by the state committee on social work; and

(c) Met all the requirements of sections 337.600 to 337.689, and as defined by rule by the state committee for social workers;

(18) “Qualified baccalaureate supervisor”, any licensed social worker who meets the qualifications of a qualified clinical supervisor, qualified master supervisor, qualified advanced macro supervisor, or a licensed baccalaureate social worker who has:

(a) Practiced in the field of social work as a licensed social worker for which he or she is supervising the applicant for a minimum of [five] **three** years;

(b) Successfully completed a minimum of sixteen hours of supervisory training from the Association of Social Work Boards, the National Association of Social Workers, an accredited university, or a program approved by the state committee for social workers. All organizations providing the supervisory training shall adhere to the basic content and quality standards outlined by the state committee on social workers; and

(c) Met all the requirements of sections 337.600 to 337.689, and as defined by rule by the state committee for social workers;

(19) “Qualified clinical supervisor”, any licensed clinical social worker who has:

(a) Practiced in the field of social work as a licensed social worker for which he or she is supervising the applicant for a minimum of [five] **three** years;

(b) Successfully completed a minimum of sixteen hours of supervisory training from the Association of Social Work Boards, the National Association of Social Workers, an accredited university, or a program approved by the state committee for social workers. All organizations providing the supervisory training shall adhere to the basic content and quality standards outlined by the state committee on social work; and

(c) Met all the requirements of sections 337.600 to 337.689, and as defined by rule by the state committee for social workers;

(20) “Social worker”, any individual that has:

(a) Received a baccalaureate degree in social work from an accredited social work program approved by the Council on Social Work Education;

(b) Received a master's degree in social work from a social work program:

a. Accredited by the Council on Social Work Education; or

b. Recognized and approved by the committee in accordance with rules adopted by the committee under section 337.627 and in accordance with the procedure set forth in section 337.628;

(c) Received a doctorate or Ph.D. in social work; or

(d) A current social worker license as set forth in sections 337.600 to 337.689.”; and

Further amend the title and enacting clause accordingly.

Senator Lewis moved that the above amendment be adopted, which motion prevailed.

Senator Beck offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Bill No. 895, Page 2, Section 324.004, Line 54, by striking the word “ninety” and inserting in lieu thereof the following: “**sixty**”; and

Further amend said bill and section, page 3, line 56 by striking the word “ninety” and inserting in lieu thereof the following: “**sixty**”.

Senator Beck moved that the above amendment be adopted, which motion prevailed.

Senator McCreery offered SA 4:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Bill No. 895, Page 1, Section A, Line 3, by inserting after all of said line the following:

“324.001. 1. For the purposes of this section, the following terms mean:

- (1) “Department”, the department of commerce and insurance;
- (2) “Director”, the director of the division of professional registration; and
- (3) “Division”, the division of professional registration.

2. There is hereby established a “Division of Professional Registration” assigned to the department of commerce and insurance as a type III transfer, headed by a director appointed by the governor with the advice and consent of the senate. All of the general provisions, definitions and powers enumerated in section 1 of the Omnibus State Reorganization Act of 1974 and Executive Order 06-04 shall apply to this department and its divisions, agencies, and personnel.

3. The director of the division of professional registration shall promulgate rules and regulations which designate for each board or commission assigned to the division the renewal date for licenses or certificates. After the initial establishment of renewal dates, no director of the division shall promulgate a rule or regulation which would change the renewal date for licenses or certificates if such change in renewal date would occur prior to the date on which the renewal date in effect at the time such new renewal date is specified next occurs. Each board or commission shall by rule or regulation establish licensing periods of one, two, or three years. Registration fees set by a board or commission shall be effective for the entire licensing period involved, and shall not be increased during any current licensing period. Persons who are required to pay their first registration fees shall be allowed to pay the pro rata share of such fees for the remainder of the period remaining at the time the fees are paid. Each board or commission shall provide the necessary forms for initial registration, and thereafter the director may prescribe standard forms for renewal of licenses and certificates. Each board or commission shall by rule and regulation require each applicant to provide the information which is required to keep the board's records current. Each board or commission shall have the authority to collect and analyze information required to support workforce planning and policy development. Such information shall not be publicly disclosed so as to identify a specific health care provider, as defined in section 376.1350. Each board or commission shall issue the original license or certificate.

4. The division shall provide clerical and other staff services relating to the issuance and renewal of licenses for all the professional licensing and regulating boards and commissions assigned to the division.

The division shall perform the financial management and clerical functions as they each relate to issuance and renewal of licenses and certificates. "Issuance and renewal of licenses and certificates" means the ministerial function of preparing and delivering licenses or certificates, and obtaining material and information for the board or commission in connection with the renewal thereof to include verifying if the applicant has submitted all required documentation and that the documentation is legible. It does not include any discretionary authority with regard to the original review of an applicant's qualifications for licensure or certification, or the subsequent review of licensee's or certificate holder's qualifications, or any disciplinary action contemplated against the licensee or certificate holder. The division may develop and implement microfilming systems and automated or manual management information systems.

5. The director of the division shall maintain a system of accounting and budgeting, in cooperation with the director of the department, the office of administration, and the state auditor's office, to ensure proper charges are made to the various boards for services rendered to them. The general assembly shall appropriate to the division and other state agencies from each board's funds moneys sufficient to reimburse the division and other state agencies for all services rendered and all facilities and supplies furnished to that board.

6. For accounting purposes, the appropriation to the division and to the office of administration for the payment of rent for quarters provided for the division shall be made from the "Professional Registration Fees Fund", which is hereby created, and is to be used solely for the purpose defined in subsection 5 of this section. The fund shall consist of moneys deposited into it from each board's fund. Each board shall contribute a prorated amount necessary to fund the division for services rendered and rent based upon the system of accounting and budgeting established by the director of the division as provided in subsection 5 of this section. Transfers of funds to the professional registration fees fund shall be made by each board on July first of each year; provided, however, that the director of the division may establish an alternative date or dates of transfers at the request of any board. Such transfers shall be made until they equal the prorated amount for services rendered and rent by the division. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue.

7. The director of the division shall be responsible for collecting and accounting for all moneys received by the division or its component agencies. Any money received by a board or commission shall be promptly given, identified by type and source, to the director. The director shall keep a record by board and state accounting system classification of the amount of revenue the director receives. The director shall promptly transmit all receipts to the department of revenue for deposit in the state treasury to the credit of the appropriate fund. The director shall provide each board with all relevant financial information in a timely fashion. Each board shall cooperate with the director by providing necessary information.

8. All educational transcripts, test scores, complaints, investigatory reports, and information pertaining to any person who is an applicant or licensee of any agency assigned to the division of professional registration by statute or by the department are confidential and may not be disclosed to the public or any member of the public, except with the written consent of the person whose records are involved. The agency which possesses the records or information shall disclose the records or information if the person whose records or information is involved has consented to the disclosure. Each agency is entitled to the attorney-client privilege and work-product privilege to the same extent as any other person. Provided, however, that any board may disclose confidential information without the consent of the person

involved in the course of voluntary interstate exchange of information, or in the course of any litigation concerning that person, or pursuant to a lawful request, or to other administrative or law enforcement agencies acting within the scope of their statutory authority. Information regarding identity, including names and addresses, registration, and currency of the license of the persons possessing licenses to engage in a professional occupation and the names and addresses of applicants for such licenses is not confidential information.

9. Any deliberations conducted and votes taken in rendering a final decision after a hearing before an agency assigned to the division shall be closed to the parties and the public. Once a final decision is rendered, that decision shall be made available to the parties and the public.

10. A compelling governmental interest shall be deemed to exist for the purposes of section 536.025 for licensure fees to be reduced by emergency rule, if the projected fund balance of any agency assigned to the division of professional registration is reasonably expected to exceed an amount that would require transfer from that fund to general revenue.

11. (1) The following boards and commissions are assigned by specific type transfers to the division of professional registration: Missouri state board of accountancy, chapter 326; board of cosmetology and barber examiners, chapters 328 and 329; Missouri board for architects, professional engineers, professional land surveyors [and], **professional landscape architects, and licensed interior designers**, chapter 327; Missouri state board of chiropractic examiners, chapter 331; state board of registration for the healing arts, chapter 334; Missouri dental board, chapter 332; state board of embalmers and funeral directors, chapter 333; state board of optometry, chapter 336; Missouri state board of nursing, chapter 335; board of pharmacy, chapter 338; state board of podiatric medicine, chapter 330; Missouri real estate appraisers commission, chapter 339; and Missouri veterinary medical board, chapter 340. The governor shall appoint members of these boards by and with the advice and consent of the senate.

(2) The boards and commissions assigned to the division shall exercise all their respective statutory duties and powers, except those clerical and other staff services involving collecting and accounting for moneys and financial management relating to the issuance and renewal of licenses, which services shall be provided by the division, within the appropriation therefor. Nothing herein shall prohibit employment of professional examining or testing services from professional associations or others as required by the boards or commissions on contract. Nothing herein shall be construed to affect the power of a board or commission to expend its funds as appropriated. However, the division shall review the expense vouchers of each board. The results of such review shall be submitted to the board reviewed and to the house and senate appropriations committees annually.

(3) Notwithstanding any other provisions of law, the director of the division shall exercise only those management functions of the boards and commissions specifically provided in the Reorganization Act of 1974, and those relating to the allocation and assignment of space, personnel other than board personnel, and equipment.

(4) "Board personnel", as used in this section or chapters 317, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, and 345, shall mean personnel whose functions and responsibilities are in areas not related to the clerical duties involving the issuance and renewal of licenses, to the collecting and accounting for moneys, or to financial management relating to issuance and renewal of licenses; specifically included are executive secretaries (or comparable positions), consultants, inspectors,

investigators, counsel, and secretarial support staff for these positions; and such other positions as are established and authorized by statute for a particular board or commission. Boards and commissions may employ legal counsel, if authorized by law, and temporary personnel if the board is unable to meet its responsibilities with the employees authorized above. Any board or commission which hires temporary employees shall annually provide the division director and the appropriation committees of the general assembly with a complete list of all persons employed in the previous year, the length of their employment, the amount of their remuneration, and a description of their responsibilities.

(5) Board personnel for each board or commission shall be employed by and serve at the pleasure of the board or commission, shall be supervised as the board or commission designates, and shall have their duties and compensation prescribed by the board or commission, within appropriations for that purpose, except that compensation for board personnel shall not exceed that established for comparable positions as determined by the board or commission pursuant to the job and pay plan of the department of commerce and insurance. Nothing herein shall be construed to permit salaries for any board personnel to be lowered except by board action.

12. All the powers, duties, and functions of the division of athletics, chapter 317, and others, are assigned by type I transfer to the division of professional registration.

13. Wherever the laws, rules, or regulations of this state make reference to the division of professional registration of the department of economic development, such references shall be deemed to refer to the division of professional registration.

14. (1) The state board of nursing, board of pharmacy, Missouri dental board, state committee of psychologists, state board of chiropractic examiners, state board of optometry, Missouri board of occupational therapy, or state board of registration for the healing arts may individually or collectively enter into a contractual agreement with the department of health and senior services, a public institution of higher education, or a nonprofit entity for the purpose of collecting and analyzing workforce data from its licensees, registrants, or permit holders for future workforce planning and to assess the accessibility and availability of qualified health care services and practitioners in Missouri. The boards shall work collaboratively with other state governmental entities to ensure coordination and avoid duplication of efforts.

(2) The boards may expend appropriated funds necessary for operational expenses of the program formed under this subsection. Each board is authorized to accept grants to fund the collection or analysis authorized in this subsection. Any such funds shall be deposited in the respective board's fund.

(3) Data collection shall be controlled and approved by the applicable state board conducting or requesting the collection. Notwithstanding the provisions of sections 324.010 and 334.001, the boards may release identifying data to the contractor to facilitate data analysis of the health care workforce including, but not limited to, geographic, demographic, and practice or professional characteristics of licensees. The state board shall not request or be authorized to collect income or other financial earnings data.

(4) Data collected under this subsection shall be deemed the property of the state board requesting the data. Data shall be maintained by the state board in accordance with chapter 610, provided that any information deemed closed or confidential under subsection 8 of this section or any other provision of

state law shall not be disclosed without consent of the applicable licensee or entity or as otherwise authorized by law. Data shall only be released in an aggregate form by geography, profession or professional specialization, or population characteristic in a manner that cannot be used to identify a specific individual or entity. Data suppression standards shall be addressed and established in the contractual agreement.

(5) Contractors shall maintain the security and confidentiality of data received or collected under this subsection and shall not use, disclose, or release any data without approval of the applicable state board. The contractual agreement between the applicable state board and contractor shall establish a data release and research review policy to include legal and institutional review board, or agency-equivalent, approval.

(6) Each board may promulgate rules subject to the provisions of this subsection and chapter 536 to effectuate and implement the workforce data collection and analysis authorized by this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.”; and

Further amend said bill, page 4, section 324.004, line 113, by inserting after all of said line the following:

“324.028. Any member authorized under the provisions of sections 256.459, 324.063, 324.177, 324.203, 324.243, [324.406,] 324.478, 326.259, 327.031, 329.015, 330.110, 331.090, 332.021, 333.151, 334.120, 334.430, 334.625, 334.717, 334.749, 334.830, 335.021, 336.130, 337.050, 337.305, 337.535, 337.622, 337.739, 338.110, 339.120, 340.202, 345.080, and 346.120 who misses three consecutive regularly scheduled meetings of the board or council on which he **or she** serves shall forfeit his **or her** membership on that board or council. A new member shall be appointed to the respective board or council by the governor with the advice and consent of the senate.

327.011. As used in this chapter, the following words and terms shall have the meanings indicated:

(1) “Accredited degree program from a school of architecture”, a degree from any school or other institution which teaches architecture and whose curricula for the degree in question have been, at the time in question, certified as accredited by the National Architectural Accrediting Board;

(2) **“Accredited degree program from a school of interior design”, a degree from any school or other institution which teaches interior design and whose curricula for the degree in question have been, at the time in question, certified as accredited by the Council for Interior Design Accreditation or an accreditation body recognized by the United States Department of Education;**

(3) “Accredited school of engineering”, any school or other institution which teaches engineering and whose curricula on the subjects in question are or have been, at the time in question certified as accredited by the engineering accreditation commission of the accreditation board for engineering and technology or its successor organization;

[(3)] (4) “Accredited school of landscape architecture”, any school or other institution which teaches landscape architecture and whose curricula on the subjects in question are or have been at the times in question certified as accredited by the Landscape Architecture Accreditation Board of the American Society of Landscape Architects;

[(4)] (5) “Architect”, any person authorized pursuant to the provisions of this chapter to practice architecture in Missouri, as the practice of architecture is defined in section 327.091;

[(5)] (6) “Board”, the Missouri board for architects, professional engineers, professional land surveyors [and], professional landscape architects, **and licensed interior designers**;

[(6)] (7) “Corporation”, any general business corporation, professional corporation or limited liability company;

[(7)] (8) “Design coordination”, the review and coordination of technical submissions prepared by others including, as appropriate and without limitation, architects, professional engineers, professional land surveyors, professional landscape architects, **licensed interior designers**, and other consultants;

[(8)] (9) “Design survey”, a survey which includes all activities required to gather information to support the sound conception, planning, design, construction, maintenance, and operation of design projects, but excludes the surveying of real property for the establishment of land boundaries, rights-of-way, easements, and the dependent or independent surveys or resurveys of the public land survey system;

[(9)] (10) “Incidental practice”, the performance of other professional services licensed under this chapter that are related to a licensee's professional service, but are secondary and substantially less in scope and magnitude when compared to the professional services usually and normally performed by the licensee practicing in their licensed profession. This incidental professional service shall be safely and competently performed by the licensee without jeopardizing the health, safety, and welfare of the public. The licensee shall be qualified by education, training, and experience as determined by the board and in sections 327.091, 327.181, 327.272, [and] 327.600, **and 327.700** and applicable board rules to perform such incidental professional service;

(11) **“Licensed interior designer”, any person authorized pursuant to the provisions of this chapter to practice as a licensed interior designer in Missouri, as the practice of licensed interior design is defined in section 327.700;**

[(10)] (12) “Licensee”, a person licensed to practice any profession regulated under this chapter or a corporation authorized to practice any such profession;

[(11)] (13) “Partnership”, any partnership or limited liability partnership;

[(12)] (14) “Person”, any individual, corporation, firm, partnership, association or other entity authorized to do business;

[(13)] (15) “Professional engineer”, any person authorized pursuant to the provisions of this chapter to practice as a professional engineer in Missouri, as the practice of engineering is defined in section 327.181;

[(14)] **(16)** “Professional land surveyor”, any person authorized pursuant to the provisions of this chapter to practice as a professional land surveyor in Missouri as the practice of land surveying is defined in section 327.272;

[(15)] **(17)** “Professional landscape architect”, any person authorized pursuant to the provisions of this chapter to practice as a professional landscape architect in Missouri as the practice of **professional** landscape architecture is defined in section 327.600;

[(16)] **(18)** “Responsible charge”, the independent direct control of a licensee's work and personal supervision of such work pertaining to the practice of architecture, engineering, land surveying, [or] landscape architecture, **or interior design**.

327.031. 1. The “Missouri Board for Architects, Professional Engineers, Professional Land Surveyors [and], Professional Landscape Architects, **and Licensed Interior Designers**” is hereby established and shall consist of [fifteen] **seventeen** members: a chairperson, who may be either an architect, a professional engineer, a professional land surveyor, [or] a professional landscape architect, **or a licensed interior designer**; three architects, who shall constitute the architectural division of the board; four professional engineers, who shall constitute its professional engineering division; three professional land surveyors, who shall constitute its professional land surveying division; three professional landscape architects, who shall constitute its professional landscape architectural division; **two licensed interior designers, who shall constitute its licensed interior design division**; and a voting public member.

2. After receiving his or her commission and before entering upon the discharge of his or her official duties, each member of the board shall take, subscribe to and file in the office of the secretary of state the official oath required by the constitution.

3. The chairperson shall be the administrative and executive officer of the board, and it shall be his or her duty to supervise and expedite the work of the board and its divisions, and, at his or her election, when a tie exists between the divisions of the board, to break the tie by recording his or her vote for or against the action upon which the divisions are in disagreement. Each member of the architectural division shall have one vote when voting on an action pending before the board; each member of the professional engineering division shall have one vote when voting on an action pending before the board; each member of the professional land surveying division shall have one vote when voting on an action pending before the board; [and] each member of the professional landscape architectural division shall have one vote when voting on an action pending before the board; **and each member of the licensed interior design division shall have one vote when voting on an action pending before the board**. Every motion or proposed action upon which the divisions of the board are tied shall be deemed lost, and the chairperson shall so declare, unless the chairperson shall elect to break the tie as provided in this section. [Eight] **Nine** voting members of the board, including at least one member of each division, shall constitute a quorum, respectively, for the transaction of board business.

4. Each division of the board shall, at its first meeting in each even-numbered year, elect one of its members as division chairperson for a term of two years. Two voting members of each division of the board shall constitute a quorum for the transaction of division business. The chairpersons of the architectural division, professional engineering division, professional land surveying division, [and] professional landscape architectural division, **and licensed interior design division** so elected shall be vice chairpersons of the board[, and]. When the chairperson of the board is an architect, the chairperson

of the architectural division shall be the ranking vice chairperson[, and]; when the chairperson of the board is a professional engineer, the chairperson of the professional engineering division shall be the ranking vice chairperson[.]; when the chairperson of the board is a professional land surveyor, the chairperson of the professional land surveying division shall be the ranking vice chairperson[, and]; when the chairperson of the board is a professional landscape architect, the chairperson of the professional landscape architectural division shall be the ranking vice chairperson; **and when the chairperson of the board is a licensed interior designer, the chairperson of the licensed interior design division shall be the ranking vice chairperson.** The chairperson of each division shall be the administrative and executive officer of his or her division, and it shall be his or her duty to supervise and expedite the work of the division, and, in case of a tie vote on any matter, the chairperson shall, at his or her election, break the tie by his or her vote. Every motion or question pending before the division upon which a tie exists shall be deemed lost, and so declared by the chairperson of the division, unless the chairperson shall elect to break such tie by his or her vote.

5. **(1)** Any person appointed to the board, except a public member, shall be a currently licensed architect, licensed professional engineer, licensed professional land surveyor [or], licensed professional landscape architect, **or licensed interior designer** in Missouri, as the vacancy on the board may require, who has been a resident of Missouri for at least five years, who has been engaged in active practice as an architect, professional engineer, professional land surveyor [or], professional landscape architect, **or licensed interior designer**, as the case may be, for at least ten consecutive years as a Missouri licensee immediately preceding such person's appointment, and who is and has been a citizen of the United States for at least five years immediately preceding such person's appointment.

(2) (a) Active service as a faculty member while holding the rank of assistant professor or higher in an accredited school of engineering shall be regarded as active practice of engineering, for the purposes of this chapter.

(b) Active service as a faculty member, after meeting the qualifications required by section 327.314, while holding the rank of assistant professor or higher in an accredited school of engineering and teaching land surveying courses shall be regarded as active practice of land surveying for the purposes of this chapter.

(c) Active service as a faculty member while holding the rank of assistant professor or higher in an accredited school of landscape architecture shall be regarded as active practice of landscape architecture, for the purposes of this chapter.

(d) Active service as a faculty member while holding the rank of assistant professor or higher in an accredited school of architecture shall be regarded as active practice of architecture for the purposes of this chapter; provided, however, that no faculty member of an accredited school of architecture shall be eligible for appointment to the board unless such person has had at least three years' experience in the active practice of architecture other than in teaching.

(e) Active service as a faculty member while holding the rank of assistant professor or higher in an accredited school of interior design shall be regarded as active practice of licensed interior design for the purposes of this chapter, provided that no faculty member of an accredited school of interior design shall be eligible for appointment to the board unless such person has had at least three years of experience in the active practice of licensed interior design other than in teaching.

(3) The public member shall be, at the time of appointment, a citizen of the United States; a resident of this state for a period of one year and a registered voter; a person who is not and never was a member of any profession licensed or regulated pursuant to this chapter or the spouse of such person; and a person who does not have and never has had a material, financial interest in either the providing of the professional services regulated by this chapter, or an activity or organization directly related to any profession licensed or regulated pursuant to this chapter. All members, including public members, shall be chosen from lists submitted by the director of the division of professional registration. The duties of the public member shall not include the determination of the technical requirements to be met for licensure or whether any person meets such technical requirements or of the technical competence or technical judgment of a licensee or a candidate for licensure.

6. The governor shall appoint the chairperson and the other members of the board when a vacancy occurs either by the expiration of a term or otherwise, and each board member shall serve until such member's successor is appointed and has qualified. The position of chairperson shall rotate sequentially with an architect, then professional engineer, then professional land surveyor, **then licensed interior designer, and** then professional landscape architect, and shall be a licensee who has previously served as a member of the board. The appointment of the chairperson shall be for a term of four years which shall be deemed to have begun on the date of his or her appointment and shall end upon the appointment of the chairperson's successor. The chairperson shall not serve more than one term. All other appointments, except to fill an unexpired term, shall be for terms of four years; but no person shall serve on the board for more than two consecutive four-year terms, and each four-year term shall be deemed to have begun on the date of the expiration of the term of the board member who is being replaced or reappointed, as the case may be. Any appointment to the board which is made when the senate is not in session shall be submitted to the senate for its advice and consent at its next session following the date of the appointment.

7. In the event that a vacancy is to occur on the board because of the expiration of a term, then ninety days prior to the expiration, or as soon as feasible after a vacancy otherwise occurs, the president of the American Institute of Architects/Missouri if the vacancy to be filled requires the appointment of an architect, the president of the Missouri Society of Professional Engineers if the vacancy to be filled requires the appointment of a professional engineer, the president of the Missouri Society of Professional Surveyors if the vacancy to be filled requires the appointment of a professional land surveyor, [and] the president of the Missouri Association of Landscape Architects if the vacancy to be filled requires the appointment of a professional landscape architect, **and the president or other chief executive of any Missouri chapter of the International Interior Design Association if the vacancy to be filled requires the appointment of a licensed interior designer**, shall submit to the director of the division of professional registration a list of five architects [or], five professional engineers, [or] five professional land surveyors, [or] five professional landscape architects, **or five licensed interior designers**, as the case may require, qualified and willing to fill the vacancy in question, with the recommendation that the governor appoint one of the five persons so listed; and with the list of names so submitted, the president **or other chief executive** of the appropriate organization shall include in a letter of transmittal a description of the method by which the names were chosen. This subsection shall not apply to public member vacancies.

8. The board may sue and be sued as the Missouri board for architects, professional engineers, professional land surveyors [and], professional landscape architects, **and licensed interior designers**, and

its members need not be named as parties. Members of the board shall not be personally liable either jointly or severally for any act or acts committed in the performance of their official duties as board members, nor shall any board member be personally liable for any court costs which accrue in any action by or against the board.

9. Upon appointment by the governor and confirmation by the senate of the two licensed interior designers to be first appointed to the interior design division of the board, the interior design council shall be abolished and all of its powers, duties, and responsibilities shall be transferred and imposed upon the board pursuant to this section. Every act performed by or under the authority of the board shall be deemed to have the same force and effect as if performed by the interior design council pursuant to the authority granted to the interior design council prior to August 28, 2026. All rules of the interior design council shall continue in effect and shall be deemed to be duly adopted by the board until such rules are revised, amended, or repealed by the board as provided by law, of which such action shall be taken by the board on or before January 1, 2027.

327.041. 1. The board shall have the duty and the power to carry out the purposes and to enforce and administer the provisions of this chapter, to require, by summons or subpoena, with the vote of two-thirds of the voting board members, the attendance and testimony of witnesses, and the production of drawings, plans, plats, specifications, books, papers or any document representing any matter under hearing or investigation, pertaining to the issuance, probation, suspension or revocation of certificates of registration or certificates of authority provided for in this chapter, or pertaining to the unlawful practice of architecture, professional engineering, professional land surveying [or], professional landscape architecture, **or licensed interior design.**

2. The board shall, within the scope and purview of the provisions of this chapter, prescribe the duties of its officers and employees and adopt, publish and enforce the rules and regulations of professional conduct which shall establish and maintain appropriate standards of competence and integrity in the professions of architecture, professional engineering, professional land surveying [and], professional landscape architecture, **and licensed interior design**, and adopt, publish and enforce procedural rules and regulations as may be considered by the board to be necessary or proper for the conduct of the board's business and the management of its affairs, and for the effective administration and interpretation of the provisions of this chapter. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this chapter shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2001, shall be invalid and void.

3. Rules promulgated by the board pursuant to sections 327.272 to 327.635 shall be consistent with and shall not supersede the rules promulgated by the department of natural resources pursuant to chapter 60.

327.081. 1. All funds received pursuant to the provisions of this chapter shall be deposited in the state treasury to the credit of the "State Board for Architects, Professional Engineers, Professional Land Surveyors [and], Professional Landscape Architects, **and Licensed Interior Designers Fund**" which is

hereby established. All expenditures authorized by this chapter shall be paid from funds appropriated to the board by the general assembly from this fund.

2. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the amount of the appropriation from the board's funds for the preceding fiscal year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year. The amount, if any, in the fund which shall lapse is that amount in the fund which exceeds the appropriate multiple of the appropriations from the board's funds for the preceding fiscal year.

3. Upon appointment by the governor and confirmation by the senate of the two licensed interior designers to be first appointed to the interior design division of the board, all moneys in the interior designer council fund shall be transferred to the state board for architects, professional engineers, professional land surveyors, professional landscape architects, and licensed interior designers fund. The interior designer council fund shall be abolished upon the transfer of all moneys in the fund to the state board for architects, professional engineers, professional land surveyors, professional landscape architects, and licensed interior designers fund.

327.381. The board may license, in its discretion, any architect, professional engineer, professional land surveyor, or professional landscape architect **who is licensed, or any interior designer who is licensed, certified, or registered**, in another state or territory of the United States, province of Canada, or in another country, when such applicant has qualifications which are at least equivalent to the requirements for licensure as an architect, professional engineer, professional land surveyor, [or] professional landscape architect, **or licensed interior designer** in this state, and provided further that the board may establish by rule the conditions under which it shall require any such applicant to take any examination it considers necessary, and provided further that any such application is accompanied by the required fee.

327.411. 1. Each architect and each professional engineer and each professional land surveyor and each professional landscape architect **and each licensed interior designer** shall have a personal seal in a form prescribed by the board, and he or she shall affix the seal to all final technical submissions. Technical submissions shall include, but are not limited to, drawings, specifications, plats, surveys, exhibits, reports, and certifications of construction prepared by the licensee, or under such licensee's immediate personal supervision. Such licensee shall either prepare or personally supervise the preparation of all documents sealed by the licensee, and such licensee shall be held personally responsible for the contents of all such documents sealed by such licensee, whether prepared or drafted by another licensee or not.

2. The personal seal of an architect or professional engineer or professional land surveyor or professional landscape architect **or licensed interior designer** shall be the legal equivalent of the licensee's signature whenever and wherever used, and the owner of the seal shall be responsible for the architectural, engineering, land surveying, [or] landscape architectural, **or interior design** documents, as the case may be, when the licensee places his or her personal seal on such technical submissions to be used in connection with, any architectural or engineering project, survey, [or] landscape architectural project, **or interior alteration or construction project, as such term is defined in section 327.700.** Licensees shall undertake to perform architectural, professional engineering, professional land surveying

[and], professional landscape architectural, **and licensed interior design** services only when they are qualified by education, training, and experience in the specific technical areas involved.

3. Notwithstanding any provision of this section, any architect, professional engineer, professional land surveyor, [or] professional landscape architect, **or licensed interior designer** may, but is not required to, attach a statement over his or her signature, authenticated by his or her personal seal, specifying the particular technical submissions, or portions thereof, intended to be authenticated by the seal, and disclaiming any responsibility for all other technical submissions relating to or intended to be used for any part or parts of the architectural or engineering project [or], survey [or], landscape architectural project, **or interior alteration or construction project, as such term is defined in section 327.700.**

4. Nothing in this section, or any rule or regulation of the board shall require any professional to seal preliminary or incomplete documents.

327.442. 1. At such time as the final trial proceedings are concluded whereby a licensee, or any person who has failed to renew or has surrendered his or her certificate of licensure or authority, has been **finally** adjudicated and found guilty, or has entered a plea of guilty or nolo contendere, in a [felony] **criminal** prosecution pursuant to the laws of [this] **any** state, [the laws of any other state, territory, or the laws] of the United States [of America], **or of any country** for any offense [reasonably] **directly** related to the [qualifications, functions, or] duties [of a licensee pursuant to this chapter or any felony offense, an essential element of which is fraud, dishonesty, or an act of violence, or for any felony offense involving moral turpitude,] **and responsibilities of the occupation, as set forth in section 324.012, regardless of** whether or not sentence is imposed, the board for architects, professional engineers, professional land surveyors [and], professional landscape architects, **and licensed interior designers** may hold a disciplinary hearing to singly or in combination censure or place the licensee named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed five years, or may suspend, for a period not to exceed three years, or revoke the license or certificate.

2. Anyone who has been revoked or denied a license or certificate to practice in another state may automatically be denied a license or certificate to practice in this state. However, the board for architects, professional engineers, professional land surveyors [and], professional landscape architects, **and licensed interior designers** may establish other qualifications by which a person may ultimately be qualified and licensed to practice in Missouri.

327.451. 1. Any person who believes that an architect or a professional engineer or a professional land surveyor or a professional landscape architect **or a licensed interior designer** has acted or failed to act so that his or her license or certificate of authority should, pursuant to the provisions of this chapter, be suspended or revoked, or who believes that any applicant for a license or certificate of authority pursuant to the provisions of this chapter is not entitled to a license or a certificate of authority, may file a written affidavit with the executive director of the board which the affiant shall sign and swear to and in which the affiant shall clearly set forth the reasons for the affiant's charge or charges that the license or certificate **of authority** of an architect or professional engineer or professional land surveyor or professional landscape architect **or licensed interior designer** should be suspended or revoked or not renewed or that a license or certificate **of authority** should not be issued to an applicant.

2. If the affidavit so filed does not contain statements of fact which if true would authorize, pursuant to the provisions of this chapter, suspension or revocation of the accused's license or certificate **of**

authority, or does not contain statements of fact which if true would authorize, pursuant to the provisions of this chapter, the refusal of the renewal of an existing license or certificate **of authority** or the refusal of a license or certificate **of authority** to an applicant, the board shall either dismiss the charge or charges or, within its discretion, cause an investigation to be made of the charges contained in the affidavit, after which investigation the board shall either dismiss the charge or charges or proceed against the accused by written complaint as provided in subsection 3 of this section.

3. If the affidavit contains statements of fact which if true would authorize pursuant to the provisions of this chapter the revocation or suspension of an accused's license or certificate **of authority**, the board shall cause an investigation to be made of the charge or charges contained in the affidavit and unless the investigation discloses the falsity of the facts upon which the charge or charges in the affidavit are based, the board shall file with and in the administrative hearing commission a written complaint against the accused setting forth the cause or causes for which the accused's license or certificate of authority should be suspended or revoked. Thereafter, the board shall be governed by and shall proceed in accordance with the provisions of chapter 621.

4. If the charges contained in the affidavit filed with the board would constitute a cause or causes for which pursuant to the provisions of this chapter an accused's license or certificate of authority should not be renewed or a cause or causes for which pursuant to the provisions of this chapter a certificate should not be issued, the board shall cause an investigation to be made of the charge or charges and unless the investigation discloses the falsity of the facts upon which the charge or charges contained in the affidavit are based, the board shall refuse to permit an applicant to be examined upon the applicant's qualifications for licensure or shall refuse to issue or renew a license or certificate of authority, as the case may require.

5. The provisions of this section shall not be so construed as to prevent the board on its own initiative from instituting and conducting investigations and based thereon to make written complaints in and to the administrative hearing commission.

6. If for any reason the provisions of chapter 621 become inapplicable to the board, then, and in that event, the board shall proceed to charge, adjudicate and otherwise act in accordance with the provisions of chapter 536.

[324.400.] **327.700.** As used in sections [324.400 to 324.439] **327.700 to 327.750**, the following terms mean:

(1) ["Council", the interior design council created in section 324.406;]

[(2) "Division", the division of professional registration;]

[(3) "Registered interior designer", a design professional who provides services including preparation of documents and specifications relative to nonload-bearing interior construction, furniture, finishes, fixtures and equipment and who meets the criteria of education, experience and examination as provided in sections 324.400 to 324.439] **"Building equipment", any mechanical, plumbing, electrical, or structural components, including a conveyance, designed for or located in a building or structure;**

(2) **"Conveyance", an elevator, dumbwaiter, vertical reciprocating conveyor, escalator, or other motorized vertical transportation system;**

(3) “Interior alteration or construction project”, a project, including construction, modification, renovation, rehabilitation, or historic preservation, for an interior space or area within a proposed or existing building or structure that involves changing or altering:

- (a) The design function or layout of a room; or**
- (b) The state of permanent fixtures or equipment;**

(4) “Interior nonstructural element”, an interior design element that does not require structural bracing and that is not load-bearing according to any applicable building codes;

(5) “Interior technical submission”, the designs, drawings, and specifications that establish the scope of the interior alteration or construction project, the standard of quality for any materials, workmanship, equipment, and construction systems of an interior alteration or construction project, and the studies and other technical reports and calculations prepared in the course of the practice of licensed interior design;

(6) “Practice of licensed interior design”, the design of interior spaces as a part of an interior alteration or construction project in conformity with public health, safety, and welfare requirements, including the preparation of documents relating to building code descriptions, project egress plans that require no increase in the capacity of exits in the space affected, space planning, and finish materials, and the preparation of documents and interior technical submissions relating to an interior alteration or construction project. The term “practice of licensed interior design”:

(a) Shall include:

a. The programming, planning, pre-design analysis, and conceptual design of any interior nonstructural elements including, but not limited to, the selection of materials, except for building equipment;

b. The alteration or construction of any interior nonstructural elements and any interior technical submissions related to such alteration or construction;

c. The preparation of a physical plan of space within a proposed or existing building or structure, including:

(i) Determinations of circulation systems or patterns;

(ii) Determinations of the location of exit requirements based on occupancy loads; and

(iii) Assessments and analyses of any interior safety factors to comply with applicable building codes related to interior nonstructural elements;

d. The rendering of designs, plans, drawings, specifications, contract documents, or other interior technical submissions; and

e. The administration of the construction of interior nonstructural elements and contracts relating to interior nonstructural elements in the interior alteration or construction of a proposed or existing building or structure; and

(b) Shall not include:

a. Services or work that constitute the practice of architecture, as provided in section 327.091, except as otherwise provided for in this chapter;

b. Services or work that constitute the practice of professional engineering, as provided in section 327.181;

c. Services or work that constitute the practice of professional land surveying, as provided in section 327.272;

d. Services or work that constitute the practice of professional landscape architecture, as defined in section 327.600;

e. Altering or affecting the structural system and seismic system of a building, including changing the building's live or dead load on the structural system;

f. Changes to the building envelope, including exterior walls, exterior wall coverings, exterior wall openings, exterior windows or doors, architectural trim, balconies and similar projections, bay or oriel windows, roof assemblies and rooftop structures, and glass and glazing for exterior use in both vertical, horizontal, and sloped applications in buildings and structures;

g. Altering or affecting the mechanical, plumbing, heating, air conditioning, ventilation, electrical, vertical transportation, fire sprinkler, or fire alarm systems, and any building elements, spaces, or areas that are for the purpose of containing such systems;

h. Changes beyond the exit access component of a means of egress system;

i. Construction that materially affects any life safety systems pertaining to fire safety or fire protection of structural elements, smoke evacuation and compartmentalization systems, or fire-rated vertical shafts in multi-story structures;

j. Changes to the existing use group for an occupancy;

k. Changes to the construction classification of the building or structure according to any applicable building codes;

l. Creating or modifying any atriums, floor openings, community spaces, or vertical openings;
or

m. Any person who renders services within the practice of licensed interior design in connection with the construction, remodeling, or repairing of any privately owned building described in item (i), (ii), or (iii) of this subparagraph, and who indicates on any drawings, specifications, estimates, reports, or other documents furnished in connection with the services within the practice of licensed interior design that the person is not a licensed interior designer:

(i) A dwelling house;

(ii) A multiple family dwelling house, flat, or apartment containing not more than two families;
or

(iii) Any one building or structure, except for those buildings or structures used exclusively for agricultural purposes, which provides for the employment, assembly, housing, sleeping, or eating of not more than nine persons, contains less than two thousand square feet, and is not part of another building or structure.

[324.402.] **327.705.** The state or any county, municipality, or other political subdivision shall not require the use of a [registered] **licensed** interior designer for any residential building, residential remodeling, residential rehabilitation, or residential construction purposes.

[324.403.] **327.710. 1.** No person may use the name or title, [registered] **licensed** interior designer, in this state unless that person is [registered] **licensed** as required by sections [324.400 to 324.439] **327.700 to 327.750.**

2. A licensed interior designer shall undertake to perform services within the practice of licensed interior design only when he or she is qualified by education, training, and experience in the specific technical areas involved.

3. Licensed interior designers shall be in responsible charge of interior design technical submissions that can affect the health, safety, and welfare of the public within their scope of practice. Licensed interior designers shall not take responsible charge over interior technical submissions prepared by another person unless the licensed interior designer reviewing such interior technical submissions actually exercises personal supervision and direct control over the interior technical submissions. Nothing in [sections 324.400 to 324.439] **this chapter** shall be construed as limiting or preventing the practice of a person's **interior design** profession or restricting a person from providing [interior design] services **within the practice of licensed interior design**, provided such person does not indicate to the public that such person is [registered] **licensed** as an interior designer pursuant to the provisions of sections [324.400 to 324.439] **327.700 to 327.750.**

4. Nothing in this chapter shall be construed as in any way precluding an architect from performing any of the services included within the practice of licensed interior design.

[324.409.] **327.720. 1.** To be a [registered] **licensed** interior designer, a person:

(1) Shall take and pass or have passed the examination administered by the [National] Council for Interior Design Qualification or an equivalent examination approved by the [division] **board**. In addition to proof of passage of the examination, the application shall provide substantial evidence to the [division] **board** that the applicant:

(a) Is a graduate of a five-year or four-year **accredited degree program from a school of interior design** [program from an accredited institution] and has completed at least two years of diversified and appropriate interior design experience; or

(b) [Has completed at least three years of an interior design curriculum from an accredited institution and has completed at least three years of diversified and appropriate interior design experience; or]

[(c)] Is a graduate of a two-year **accredited degree program from a school of interior design** [program from an accredited institution] and has completed at least four years of diversified and appropriate interior design experience; or

(2) May qualify who is currently [registered] **licensed** pursuant to sections 327.091 to 327.171, and section 327.401 pertaining to the practice of architecture [and registered with the division. Such applicant shall give authorization to the division in order to verify current registration with sections 327.091 to 327.171 and section 327.401 pertaining to the practice of architecture].

2. An applicant whose curriculum or transcript has been approved by the board shall be exempt from the requirement to provide substantial evidence that the applicant meets the requirements of paragraph (a) or (b) of subdivision (1) of subsection 1 of this section.

3. The [division] board shall verify if an applicant has complied with the provisions of this section and has paid the required fees, then the [division] board shall recommend such applicant be [registered] licensed as a [registered] licensed interior designer by the [division] board.

[324.415.] **327.715.** Applications for [registration] **licensure** as a [registered] **licensed** interior designer shall be typewritten on forms prescribed by the [division] **board** and furnished to the applicant. The application shall contain the applicant's statements showing the applicant's education, experience, results of previous interior design certification, registration, or licensing examinations, if any, and such other pertinent information as the [division] **board** may require, or architect's **license or** registration number and such other pertinent information as the [division] **board** may require. Each application shall contain a statement that is made under oath or affirmation and that the representations are true and correct to the best knowledge and belief of the person signing the application. The person shall be subject to the penalties for making a false affidavit or declaration and shall be accompanied by the required fee.

[324.418.] **327.730.** 1. The [certificate of registration] **license** issued biennially to a [registered] **licensed** interior designer pursuant to sections [324.400 to 324.439] **327.700 to 327.750** shall be renewed on or before the [certificate] **license** renewal date accompanied by the required fee. The [certificate of registration] **license** of a [registered] **licensed** interior designer which is not renewed within three months after the [certificate] **license** renewal date shall be suspended automatically, subject to the right of the holder to have the suspended [certificate of registration] **license** reinstated within nine months of the date of suspension if the person pays the required reinstatement fee. Any [certificate of registration] **license** suspended and not reinstated within nine months of the suspension date shall expire and be void and the holder of such [certificate] **license** shall have no rights or privileges provided to holders of valid [certificates] **licenses**. Any person whose [certificate of registration] **license** has expired may, upon demonstration of current qualifications and payment of required fees, be [reregistered] **relicensed** or reauthorized under the person's original [certificate of registration] **license** number.

2. Each application for the renewal or reinstatement of a [registration] **license** shall be on a form furnished to the applicant and shall be accompanied by the required fees [and proof of current completion of at least one unit every two years of approved or verifiable continuing education in interior design or architecture, immediately prior to such renewal or reinstatement. Ten contact hours constitutes one continuing education unit. Five contact hours of teaching in interior design or architecture constitutes one continuing education unit. One college course credit in interior design or architecture constitutes one continuing education unit].

3. The board shall establish, by rule, continuing education requirements as a condition to renewing or reinstating the license of an interior designer that are substantially equivalent to the continuing education requirements for architects.

[324.427.] **327.735.** It is unlawful for any person to advertise or indicate to the public that the person is a [registered] **licensed** interior designer in this state, unless such person is [registered] **licensed** as a [registered] **licensed** interior designer by the [division] **board** and is in good standing pursuant to sections [324.400 to 324.439] **327.700 to 327.750.**

[324.430.] **327.740.** No person may use the designation [registered] **licensed** interior designer in Missouri, unless the [division] **board** has issued a current [certificate of registration] **license** certifying that the person has been duly [registered] **licensed** as a [registered] **licensed** interior designer in Missouri and unless such [registration] **license** has been renewed or reinstated as provided in section [324.418] **327.730.**

[324.433.] **327.745.** The right to use the title of [registered] **licensed** interior designer shall be deemed a personal right, based upon the qualifications of the individual, evidenced by the person's current [certificate of registration] **license** and such [certificate] **license** is not transferable; except that, a [registered] **licensed** interior designer may perform the [interior designer's profession] **practice of licensed interior design** through, or as a member of, or as an employee of, a partnership or corporation.

[324.439.] **327.750.** [After twenty-four months after August 28, 1998,] Any person who violates any provision of sections [324.400 to 324.439] **327.700 to 327.750** shall be guilty of a class A misdemeanor.

537.033. 1. As used in this section, unless the context clearly indicates otherwise, the following words and terms shall have the meanings indicated:

(1) "Design professional", an architect, landscape architect, professional land surveyor, [or] professional engineer, **or licensed interior designer** licensed under the provisions of chapter 327 or any corporation authorized to practice architecture, landscape architecture, land surveying, or engineering under section 327.401 while acting within their scope of practice;

(2) "Lessons learned", internal meetings, classes, publications in any medium, presentations, lectures, or other means of teaching and communicating after substantial completion of the project which are conducted solely and exclusively by and with the employees, partners, and coworkers of the design professional who prepared the project's design for the purpose of learning best practices and reducing errors and omissions in design documents and procedures. Lessons learned shall not include presentations, lectures, teaching, or communication made to or by third parties who are not employees, partners, and coworkers of the design professional whose work is being evaluated and discussed;

(3) "Peer review process", a process through which design professionals evaluate, maintain, or monitor the quality and utilization of architectural, landscape architectural, land surveying, [or] engineering, **or interior design** services, prepare internal lessons learned, or exercise any combination of such responsibilities;

(4) "Substantial completion", the construction of the project covered by the design professional's design documents has reached substantial completion, as that term is defined in section 436.327.

2. A peer review process shall only be performed by a design professional licensed in any jurisdiction in the United States in the same profession as would be required under chapter 327 to prepare the design documents being reviewed, or in a case requiring multiple professions, by a person or persons holding the proper licenses. A peer review process may be performed by one or more design professionals appointed

by the partners, shareholders, board of directors, chief executive officer, quality control director, or employed design professionals of a partnership or of a corporation authorized under section 327.401 to practice architecture, landscape architecture, land surveying, or engineering, or by the owner of a sole proprietorship engaged in one or more of such professions. Any individual identified in this subsection and performing a peer review shall be deemed a peer reviewer.

3. Each peer reviewer described in this subsection shall be immune from civil liability for such acts so long as the acts are performed in good faith, without malice, and are reasonably related to the scope of inquiry of the peer review process. The immunity in this subsection is intended to cover only outside peer reviews by a third-party design professional who is not an employee, coworker, or partner of the design professional whose design is being peer reviewed before substantial completion of the project and who has no other role in the project besides performing the peer review.

4. This section does not provide immunity to any in-house peer reviewer when performed by employees, coworkers, or partners of the design professional who prepares the design, nor are any such documents or peer review comments, other than lessons learned, inadmissible into evidence in any judicial or administrative action.

5. Except for documents related to lessons learned, the interviews, memoranda, proceedings, findings, deliberations, reports, and minutes of the peer review process, or the existence of the same, concerning the professional services provided to a client or member of the public are subject to discovery, subpoena, or other means of legal compulsion for their release to any person or entity and shall be admissible into evidence in any judicial or administrative action for failure to provide appropriate architectural, landscape architectural, land surveying, [or] engineering, **or interior design** services, subject to applicable rules of the court or tribunal. Except as otherwise provided in this section, no person who was in attendance at, or participated in, any lessons learned process or proceedings shall be permitted or required to disclose any information acquired in connection with or in the course of such proceeding, or to disclose any opinion, recommendation, or evaluation made in a lessons learned process or proceeding; provided, however, that information otherwise discoverable or admissible from original sources is not to be construed as immune from discovery or use in any proceeding merely because it was presented during a lessons learned process or proceeding nor is a member, employee, or agent involved in any such process or proceeding, or other person appearing before a peer reviewer, to be prevented from testifying as to matters within his or her personal knowledge and in accordance with the other provisions of this section, but such witness cannot be questioned about a lessons learned process or proceeding or about opinions formed as a result of such process or proceeding. The disclosure of any memoranda, proceedings, reports, or minutes of a lessons learned proceeding to any person or entity, including but not limited to governmental agencies, professional accrediting agencies, or other design professionals, whether proper or improper, shall not waive or have any effect upon its confidentiality, nondiscoverability, or nonadmissibility.

6. Nothing in this section shall limit authority otherwise provided by law of the Missouri board for architects, professional engineers, professional land surveyors, [and] **professional** landscape architects, **and licensed interior designers** to obtain information by subpoena or other authorized process from a peer reviewer or to require disclosure of otherwise confidential information relating to matters and investigations within the jurisdiction of such licensing board.

621.045. 1. The administrative hearing commission shall conduct hearings and make findings of fact and conclusions of law in those cases when, under the law, a license issued by any of the following agencies may be revoked or suspended or when the licensee may be placed on probation or when an agency refuses to permit an applicant to be examined upon his or her qualifications or refuses to issue or renew a license of an applicant who has passed an examination for licensure or who possesses the qualifications for licensure without examination:

Missouri State Board of Accountancy

Missouri State Board for Architects, Professional Engineers, Professional Land Surveyors [and], **Professional Landscape Architects, and Licensed Interior Designers**

Board of Barber Examiners

Board of Cosmetology

Board of Chiropody and Podiatry

Board of Chiropractic Examiners

Missouri Dental Board

Board of Embalmers and Funeral Directors

Board of Registration for the Healing Arts

Board of Nursing

Board of Optometry

Board of Pharmacy

Missouri Real Estate Commission

Missouri Veterinary Medical Board

Supervisor of Liquor Control

Department of Health and Senior Services

Department of Commerce and Insurance

Department of Mental Health

Board of Private Investigator Examiners.

2. If in the future there are created by law any new or additional administrative agencies which have the power to issue, revoke, suspend, or place on probation any license, then those agencies are under the provisions of this law.

3. The administrative hearing commission is authorized to conduct hearings and make findings of fact and conclusions of law in those cases brought by the Missouri state board for architects, professional engineers, professional land surveyors [and], **professional landscape architects, and licensed interior designers** against unlicensed persons under section 327.076.

4. Notwithstanding any other provision of this section to the contrary, after August 28, 1995, in order to encourage settlement of disputes between any agency described in subsection 1 or 2 of this section and its licensees, any such agency shall:

(1) Provide the licensee with a written description of the specific conduct for which discipline is sought and a citation to the law and rules allegedly violated, together with copies of any documents which are the basis thereof and the agency's initial settlement offer, or file a contested case against the licensee;

(2) If no contested case has been filed against the licensee, allow the licensee at least sixty days, from the date of mailing, to consider the agency's initial settlement offer and to contact the agency to discuss the terms of such settlement offer;

(3) If no contested case has been filed against the licensee, advise the licensee that the licensee may, either at the time the settlement agreement is signed by all parties, or within fifteen days thereafter, submit the agreement to the administrative hearing commission for determination that the facts agreed to by the parties to the settlement constitute grounds for denying or disciplining the license of the licensee; and

(4) In any contact under this subsection by the agency or its counsel with a licensee who is not represented by counsel, advise the licensee that the licensee has the right to consult an attorney at the licensee's own expense.

5. If the licensee desires review by the administrative hearing commission under subdivision (3) of subsection 4 of this section at any time prior to the settlement becoming final, the licensee may rescind and withdraw from the settlement and any admissions of fact or law in the agreement shall be deemed withdrawn and not admissible for any purposes under the law against the licensee. Any settlement submitted to the administrative hearing commission shall not be effective and final unless and until findings of fact and conclusions of law are entered by the administrative hearing commission that the facts agreed to by the parties to the settlement constitute grounds for denying or disciplining the license of the licensee.

6. When a holder of a license, registration, permit, or certificate of authority issued by the division of professional registration or a board, commission, or committee of the division of professional registration against whom an affirmative decision is sought has failed to plead or otherwise respond in the contested case and adequate notice has been given under sections 536.067 and 621.100 upon a properly pled writing filed to initiate the contested case under this chapter or chapter 536, a default decision shall be entered against the licensee without further proceedings. The default decision shall grant such relief as requested by the division of professional registration, board, committee, commission, or office in the writing initiating the contested case as allowed by law. Upon motion stating facts constituting a meritorious defense and for good cause shown, a default decision may be set aside. The motion shall be made within a reasonable time, not to exceed thirty days after entry of the default decision. "Good cause" includes a mistake or conduct that is not intentionally or recklessly designed to impede the administrative process.

[324.406. 1. There is hereby created within the division of professional registration a council to be known as the "Interior Design Council". The council shall consist of four interior designers and one public member appointed by the director of the division. The director shall give due consideration to the recommendations by state organizations of the interior design profession for the appointment

of the interior design members to the council. Council members shall be appointed to serve a term of four years; except that of the members first appointed, one interior design member and the public member shall be appointed for terms of four years, one member shall be appointed for a term of three years, one member shall be appointed for a term of two years and one member shall be appointed for a term of one year. No member of the council shall serve more than two terms.

2. Each council member, other than the public member, shall be a citizen of the United States, a resident of the state of Missouri for at least one year, meet the qualifications for professional registration, practice interior design as the person's principal livelihood and, except for the first members appointed, be registered pursuant to sections 324.400 to 324.439 as an interior designer.

3. The public member shall be, at the time of such person's appointment, a citizen of the United States, a registered voter, a person who is not and never was a member of the profession regulated by sections 324.400 to 324.439 or the spouse of such a person and a person who does not have and never has had a material financial interest in the providing of the professional services regulated by sections 324.400 to 324.439. The duties of the public member shall not include the determination of the technical requirements for the registration of persons as interior designers.

4. The provisions of section 324.028 pertaining to members of certain state boards and commissions shall apply to all members of the council.

5. Members of the council may be removed from office for cause. Upon the death, resignation or removal from office of any member of the council, the appointment to fill the vacancy shall be for the unexpired portion of the term so vacated and shall be filled in the same manner as the first appointment and due notice be given to the state organizations of the interior design profession prior to the appointment.

6. Each member of the council may receive as compensation an amount set by the division not to exceed fifty dollars per day and shall be reimbursed for the member's reasonable and necessary expenses incurred in the official performance of the member's duties as a member of the council. The director shall establish by rule guidelines for payment.

7. The council shall meet at least twice each year and guide, advise, and make recommendations to the division on matters within the scope of sections 324.400 to 324.439. The organization of the council shall be established by the members of the council.]

[324.412. The division shall:

(1) Employ, within the limits of the appropriations for that purpose, such employees as are necessary to carry out the provisions of sections 324.400 to 324.439;

(2) Exercise all budgeting, purchasing, reporting and other related management functions;

(3) Recommend prosecution for violations of sections 324.400 to 324.439 to the appropriate prosecuting or circuit attorney;

(4) Promulgate such rules and regulations as are necessary to administer the provisions of sections 324.400 to 324.439. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated to administer and enforce sections 324.400 to 324.439, shall become effective only if

the agency has fully complied with all of the requirements of chapter 536, including but not limited to, section 536.028, if applicable, after August 28, 1998. If the provisions of section 536.028 apply, the provisions of this section are nonseverable and if any of the powers vested with the general assembly pursuant to section 536.028 to review, to delay the effective date, or to disapprove and annul a rule or portion of a rule are held unconstitutional or invalid, the purported grant of rulemaking authority and any rule so proposed and contained in the order of rulemaking shall be invalid and void, except that nothing in this section shall affect the validity of any rule adopted and promulgated prior to August 28, 1998.]

[324.421. The division shall register without examination any interior designer certified, licensed or registered in a foreign country if the applicant has qualifications which are at least equivalent to the requirements for registration as a registered interior designer in this state and such applicant pays the required fees.]

[324.424. 1. The division shall set the amount of the fees authorized by sections 324.400 to 324.439 by rules and regulations. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering sections 324.400 to 324.439. All fees required pursuant to sections 324.400 to 324.439 shall be paid to and collected by the division of professional registration and transmitted to the department of revenue for deposit in the state treasury to the credit of the "Interior Designer Council Fund", which is hereby created.

2. Notwithstanding the provisions of section 33.080 to the contrary, money in the fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds three times the amount of the appropriation to the council for the preceding fiscal year. The amount, if any, in the fund which shall lapse is the amount in the fund which exceeds the appropriate multiple of the appropriations to the council for the preceding fiscal year.]

[324.436. 1. The division may refuse to issue any certificate required pursuant to sections 324.400 to 324.439, or renew or reinstate any such certificate, for any one or any combination of the reasons stated in subsection 2 of this section. The division shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of the person's right to file a complaint with the administrative hearing commission as provided in chapter 621.

2. The division may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of a certificate of registration required by sections 324.400 to 324.439 or any person who has failed to renew or has surrendered the person's certificate of registration for any one or combination of the following reasons:

(1) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, or of any country, for any offense directly related to the duties and responsibilities of the occupation, as set forth in section 324.012, regardless of whether or not sentence is imposed;

(2) Use of fraud, deception, misrepresentation or bribery in securing any certificate of registration issued pursuant to sections 324.400 to 324.439 or in obtaining permission to take any examination given or required pursuant to sections 324.400 to 324.439;

(3) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation;

(4) Incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties of the profession regulated by sections 324.400 to 324.439;

(5) Violation of, or assisting or enabling any person to violate, any provision of sections 324.400 to 324.439, or of any lawful rule or regulation adopted pursuant to such sections;

(6) Impersonation of any person holding a certificate of registration or authority, permit or license or allowing any person to use the person's certificate or diploma from any school;

(7) Disciplinary action against the holder of a certificate of registration or other right to perform the profession regulated by sections 324.400 to 324.439 granted by another state, territory, federal agency or country upon grounds for which revocation or suspension is authorized in this state;

(8) A person is finally adjudged insane or incompetent by a court of competent jurisdiction;

(9) Issuance of a certificate of registration based upon a material mistake of fact;

(10) Use of any advertisement or solicitation which is false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed, as it relates to the interior design profession.

3. After the filing of a complaint pursuant to subsection 2 of this section, the proceedings shall be conducted in accordance with the provisions of chapter 536 and chapter 621. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2 of this section, for disciplinary action are met, the division shall censure or place the person named in the complaint on probation for a period not to exceed five years or may suspend the person's certificate for a period not to exceed three years or may revoke the person's certificate of registration.]

Section B.. The repeal of sections 324.406 and 324.424 shall become effective upon notification to the revisor from the director of the division of professional registration of the department of commerce and insurance of the appointment and confirmation of two members to the interior design division of the Missouri board for architects, professional engineers, professional land surveyors, professional landscape architects, and licensed interior designers.”; and

Further amend the title and enacting clause accordingly.

Senator McCreery moved that the above amendment be adopted, which motion prevailed.

Senator Crawford offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Bill No. 895, Page 4, Section 324.004, Line 113, by inserting after all of said line the following:

“334.031. 1. Candidates for licenses as physicians and surgeons shall furnish [satisfactory evidence of their good moral character, and their preliminary qualifications, to wit: a certificate of graduation from an accredited high school or its equivalent, and satisfactory evidence of completion of preprofessional

education consisting of a minimum of sixty semester hours of college credits in acceptable subjects leading towards the degree of bachelor of arts or bachelor of science from an accredited college or university. They shall also furnish satisfactory evidence of having attended throughout at least four terms of thirty-two weeks of actual instructions in each term and of having received a diploma from some reputable medical college or osteopathic college that enforces requirements of four terms of thirty-two weeks for actual instruction in each term, including, in addition to class work, such experience in operative and hospital work during the last two years of instruction as is required by the American Medical Association and the American Osteopathic Association before the college is approved and accredited as reputable. Any medical college approved and accredited as reputable by the American Medical Association or the Liaison Committee on Medical Education and any osteopathic college approved and accredited as reputable by the American Osteopathic Association is deemed to have complied with the requirements of this subsection];

(a) Evidence of good moral character by submitting to a criminal background check as provided in section 43.540;

(b) Either:

a. A diploma and academic transcripts from a school accredited by the Liaison Committee on Medical Education, the Commission on Osteopathic College Accreditation, or a similar accrediting agency or from some reputable medical college or osteopathic college; or

b. A valid certificate from the Educational Commission for Foreign Medical Graduates (ECFMG); and

(c) A certificate demonstrating that the applicant has satisfied the requirements of section 334.035 relating to postgraduate training. An applicant who holds a valid certificate issued by the ECFMG shall submit satisfactory evidence of successful completion of two years of such training.

(2) Except as provided in subsection 3 of this section, the board shall not require applicants to provide information in addition to the information the applicant is required to furnish under this subsection.

2. In determining the qualifications necessary for licensure as a qualified physician and surgeon, the board, by rule and regulation, may accept the certificate of the National Board of Medical Examiners of the United States, chartered pursuant to the laws of the District of Columbia, of the National Board of Examiners for Osteopathic Physicians and Surgeons chartered pursuant to the laws of the state of Indiana, or of the Licentiate of the Medical Counsel of Canada (LMCC) in lieu of and as equivalent to its own professional examination. Every applicant for a license on the basis of such certificate, upon making application showing necessary qualifications as provided in subsection 1 of this section, shall be required to pay the same fee required of applicants to take the examination before the board.

3. The board may require applicants to list all licenses to practice as a physician currently or previously held in any other state, territory, or country and to disclose any past or pending investigations, discipline, or sanctions against each such license.

4. In addition to the criminal background screening required by this section, the board may obtain a report on the applicant from the National Practitioner Data Bank or the Federation of State Medical Boards.”; and

Further amend the title and enacting clause accordingly.

Senator Crawford moved that the above amendment be adopted, which motion prevailed.

Senator Brown (26) moved that **SS** for **SB 895**, as amended, be adopted, which motion prevailed.

On motion of Senator Brown (26), **SS** for **SB 895**, as amended, was declared perfected and ordered printed.

Senator Burger moved that **SB 1083** be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

Senator Burger offered **SS** for **SB 1083**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 1083

An Act to repeal sections 324.001, 324.028, 324.400, 324.402, 324.403, 324.406, 324.409, 324.412, 324.415, 324.418, 324.421, 324.424, 324.427, 324.430, 324.433, 324.436, 324.439, 327.011, 327.031, 327.041, 327.081, 327.381, 327.411, 327.442, 327.451, 334.031, 334.870, 334.880, 337.600, 345.050, 537.033, and 621.045, RSMo, and to enact in lieu thereof twenty-seven new sections relating to professional licensing, with penalty provisions, a severability clause, and an effective date for certain sections.

Senator Burger moved that **SS** for **SB 1083** be adopted, which motion prevailed.

On motion of Senator Burger, **SS** for **SB 1083** was declared perfected and ordered printed.

Senator Bean assumed the Chair.

Senator Nicola moved that **SB 1477** be taken up for perfection, which motion prevailed.

Senator Lewis offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 1477, Page 1, In the Title, Line 3, by striking “motorcycle auxiliary lighting” and inserting in lieu thereof the following: “accessories of motor vehicles”; and

Further amend said bill and page, section A, line 3, by inserting after all of said line the following:

“301.472. 1. Any motor vehicle owner may receive special license plates for any motor vehicle the person owns, either solely or jointly, other than an apportioned motor vehicle or a commercial motor vehicle licensed in excess of twenty-four thousand pounds gross weight as prescribed in this section after an annual payment of an emblem-use authorization fee to a professional sports team which has made an agreement pursuant to subsection 5 of this section. For the purposes of this section a “professional sports

team” shall mean an organization located in this state franchised by the National Professional Soccer League, **the National Women's Soccer League**, the National Football League, the National Basketball Association, **the Women's National Basketball Association**, the National Hockey League, the International Hockey League, or the American League or the National League of Major League Baseball or a team playing in Major League Soccer.

2. The professional sports team which has made an agreement pursuant to subsection 5 of this section and which receives the emblem-use authorization fee hereby authorizes the use of its official emblem to be affixed on multiyear personalized license plates as provided in this section. Any vehicle owner may annually apply for the use of the emblem. The director of revenue shall not authorize the manufacturer of the material to produce such license plates with the individual seal, logo, or emblem until the department of revenue receives a minimum of one hundred applications for each specific professional sports team.

3. Upon annual application and payment of a thirty-five dollar emblem-use contribution to the professional sports team such team shall issue to the vehicle owner, without further charge, an emblem-use authorization statement, which shall be presented by the owner to the director of the department of revenue at the time of registration of a motor vehicle. Upon presentation of the annual statement and payment of a fifteen dollar fee in addition to the regular registration fees, and presentation of other documents which may be required by law, the director shall issue a personalized license plate, which shall bear the official emblem of the professional sports team in a manner determined by the director. Such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. A fee for the issuance of personalized license plates issued pursuant to section 301.144 shall not be required for plates issued pursuant to this section.

4. A vehicle owner, who was previously issued a plate with a professional sports team emblem authorized by this section but who does not provide an emblem-use authorization statement at a subsequent time of registration, shall be issued a new plate which does not bear the professional sports team emblem, as otherwise provided by law.

5. The director of the department of revenue is authorized to make agreements with professional sports teams on behalf of the state which allow the use of any such team's official emblem pursuant to the provisions of this section as consideration for receiving a thirty-five dollar emblem-use contribution.

6. Except as provided in subsection 7 of this section, a professional sports team receiving a thirty-five dollar contribution shall forward such contribution, less an amount not in excess of five percent of the contribution for the costs of administration, to the Jackson County Sports Authority or the St. Louis Regional Convention and Visitors Commission. The moneys shall be administered as follows:

(1) The sports authority may retain not in excess of five percent of all funds forwarded to it pursuant to this section for the costs of administration and shall expend the remaining balance of such funds, after consultation with a professional sports team within the authority's area, on marketing and promoting such team. The amount of money expended from the funds obtained pursuant to this section by the authority per professional sports team shall be in the same proportion to the total funds available to be expended on such team as the proportion of contributions forwarded by the team to the authority is to the total contributions received by the authority;

(2) The regional convention and visitors commission shall hold the revenues received from the professional sports teams in the St. Louis area in separate accounts for each team. Each team may submit an annual marketing plan to the commission. Expenses of a team which are in accordance with the marketing plan shall be reimbursed by the commission as long as moneys are available in the account. The commission may retain not in excess of five percent for the costs of administration. If no marketing plan is submitted by a team, the commission shall market and promote the team.

7. (1) The Kansas City Chiefs shall forward all emblem-use fees received, less an amount not in excess of five percent of the costs of administration, to the Chiefs' Children's Fund, a not-for-profit fund established to benefit children in need in the Kansas City area.

(2) The Kansas City Current shall forward all emblem-use fees received, less an amount not in excess of five percent of the costs of administration, to the Kansas City Current Foundation or a team designated not-for-profit that benefits youth in the Kansas City area.

8. The director of the department of revenue shall promulgate rules and regulations for the administration of this section. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of chapter 536.”; and

Further amend the title and enacting clause accordingly.

Senator Lewis moved that the above amendment be adopted, which motion prevailed.

Senator Burger assumed the Chair.

Senator McCreery offered SA 2:

SENATE AMENDMENT NO. 2

Amend Senate Bill No. 1477, Page 1, In the Title, Line 3, by striking “auxiliary lighting” and inserting in lieu thereof the following: “**safety equipment**”; and

Further amend said bill and page, section A, line 3, by inserting after all of said line the following:

“302.020. 1. Unless otherwise provided for by law, it shall be unlawful for any person, except those expressly exempted by section 302.080, to:

(1) Operate any vehicle upon any highway in this state unless the person has a valid license;

(2) Operate a motorcycle or motortricycle upon any highway of this state unless such person has a valid license that shows the person has successfully passed an examination for the operation of a motorcycle or motortricycle as prescribed by the director. The director may indicate such upon a valid license issued to such person, or shall issue a license restricting the applicant to the operation of a motorcycle or motortricycle if the actual demonstration, required by section 302.173, is conducted on such vehicle;

(3) Authorize or knowingly permit a motorcycle or motortricycle owned by such person or under such person's control to be driven upon any highway by any person whose license does not indicate that the person has passed the examination for the operation of a motorcycle or motortricycle or has been issued an instruction permit therefor;

(4) Operate a motor vehicle with an instruction permit or license issued to another person.

2. Every person [under twenty-six years of age] who is operating or riding as a passenger on any motorcycle or motortricycle, as defined in section 301.010, upon any highway of this state shall wear protective headgear at all times the vehicle is in motion[; except that, any person twenty-six years of age or older operating any motorcycle or motortricycle who has been issued an instruction permit shall wear protective headgear at all times the vehicle is in motion]. The protective headgear shall meet reasonable standards and specifications established by the director. [No political subdivision of this state shall impose a protective headgear requirement on the operator or passenger of a motorcycle or motortricycle. No person shall be stopped, inspected, or detained solely to determine compliance with this subsection.]

3. Notwithstanding the provisions of section 302.340 any person convicted of violating subdivision (1) or (2) of subsection 1 of this section is guilty of a misdemeanor. A first violation of subdivision (1) or (2) of subsection 1 of this section shall be punishable as a class D misdemeanor. A second violation of subdivision (1) or (2) of subsection 1 of this section shall be punishable as a class A misdemeanor. Any person convicted a third or subsequent time of violating subdivision (1) or (2) of subsection 1 of this section is guilty of a class E felony. Notwithstanding the provisions of section 302.340, violation of subdivisions (3) and (4) of subsection 1 of this section is a misdemeanor, the first violation punishable as a class D misdemeanor, a second or subsequent violation of this section punishable as a class C misdemeanor, and the penalty for failure to wear protective headgear as required by subsection 2 of this section is an infraction for which a fine not to exceed twenty-five dollars may be imposed. Notwithstanding all other provisions of law and court rules to the contrary, no court costs shall be imposed upon any person due to such violation. No points shall be assessed pursuant to section 302.302 for a failure to wear such protective headgear. Prior pleas of guilty and prior findings of guilty shall be pleaded and proven in the same manner as required by section 558.021.”; and

Further amend said bill, page 3, section 307.128, line 59, by inserting after all of said line the following:

“[302.026. 1. Any qualified motorcycle operator who is twenty-six years of age or older may operate a motorcycle or motortricycle upon any highway of this state without wearing protective headgear if he or she in addition to maintaining proof of financial responsibility in accordance with chapter 303, is covered by a health insurance policy or other form of insurance which will provide the person with medical benefits for injuries incurred as a result of an accident while operating or riding on a motorcycle or motortricycle.

2. Proof of coverage required by subsection 1 of this section shall be provided, upon request by authorized law enforcement, by showing a copy of the qualified operator's insurance card.

3. No person shall be stopped, inspected, or detained solely to determine compliance with this section.]”; and

Further amend the title and enacting clause accordingly.

Senator McCreery moved that the above amendment be adopted, which motion failed.

On motion of Senator Nicola, **SB 1477**, as amended, was declared perfected and ordered printed.

At the request of Senator Brown (16), **SB 942** was placed on the Informal Calendar.

Senator Bean moved that **SB 1033** be taken up for perfection, which motion prevailed.

Senator Bean offered **SS** for **SB 1033**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 1033

An Act to repeal section 640.200, 643.315, and 643.350, RSMo, and to enact in lieu thereof four new sections relating to regulation of air quality.

Senator Bean moved that **SS** for **SB 1033** be adopted, which motion prevailed.

On motion of Senator Bean, **SS** for **SB 1033** was declared perfected and ordered printed.

SB 1057 was placed on the Informal Calendar.

SB 1392 was placed on the Informal Calendar.

Senator Henderson moved that **SB 1135** be taken up for perfection, which motion prevailed.

Senator Henderson offered **SS** for **SB 1135**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 1135

An Act to amend chapter 454, RSMo, by adding thereto one new section relating to child maintenance orders for certain persons convicted of driving while intoxicated.

Senator Henderson moved that **SS** for **SB 1135** be adopted.

Senator Washington offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 1135, Page 1, Section 454.1050, Lines 3-4, by striking all of said lines and inserting in lieu thereof the following:

“2. If a person has been convicted of, pled guilty to, or entered a plea of nolo contendere to an offense under sections 577.010 or 577.012, such offense caused the death of a parent”; and further amend line 7, by striking “convicted of such offense”; and

Further amend such section, page 4, lines 87-88, by striking all of said lines and inserting in lieu thereof the following:

“4. The court shall order the person who was convicted, pled guilty to, or entered a plea of nolo contendere to an offense under sections 577.010 or 577.012 as provided under”; and

Further amend said section, page 6, line 153, by striking all of said line and inserting in lieu thereof the following: **“convicted of, pled guilty to, or entered a plea of nolo contendere to an offense under sections 577.010 or 577.012 prior to any child”**; and further amend line 162, by inserting after all of said line the following:

“(3) If the surviving parent or guardian obtains a payment from any motor vehicle liability insurer relating to the death of the parent or parents, then the child maintenance order shall be offset by the amount obtained from such insurer.

(4) No funds received under section 595.045 shall result in a reduction of an amount provided by a child maintenance order under this section.”.

Senator Washington moved that the above amendment be adopted, which motion prevailed.

Senator Henderson moved that **SS** for **SB 1135**, as amended, be adopted, which motion prevailed.

On motion of Senator Henderson, **SS** for **SB 1135**, as amended, was declared perfected and ordered printed.

At the request of Senator Brown (26), **SB 896**, with **SCS**, was placed on the Informal Calendar.

SB 1393 was placed on the Informal Calendar.

REPORTS OF STANDING COMMITTEES

Senator Luetkemeyer, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Madam President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS** for **SB 1083**, **SB 1477**, and **SS** for **SB 1033**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCR 48**.

HOUSE CONCURRENT RESOLUTION NO. 48

WHEREAS, voter identification laws strengthen public confidence in elections by assuring voters that ballots are cast only by eligible citizens, reinforcing trust in democratic outcomes in Missouri and nationwide; and

WHEREAS, photo identification is already required for numerous everyday activities including boarding flights, opening bank accounts, or purchasing age-restricted items; and

WHEREAS, voter identification laws help deter and prevent potential election fraud before it occurs, reducing the need for costly investigations and litigation after elections; and

WHEREAS, there is bipartisan public support for voter identification laws, evidenced by a Pew Research Center study, showing 83% of Americans favor requiring all voters to show government-issued photo identification to vote, including 95% of Republicans and 71% of Democrats; and

WHEREAS, a recent Gallup poll revealed that 84% of Americans support requiring photo identification to vote, including 98% of Republicans, 84% of independents, and 67% of Democrats; and

WHEREAS, 83% of Americans support requiring proof of citizenship when registering to vote for the first time:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the One Hundred Third General Assembly, Second Regular Session, the Senate concurring therein, hereby commend the United States House of Representatives for passing the SAVE Act and urge the United States Senate to follow suit; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the members of the Missouri congressional delegation.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCR 23**.

HOUSE CONCURRENT RESOLUTION NO. 23

WHEREAS, Article I, Section 1, of the Missouri Constitution recognizes that "All political power is vested in and derived from the people"; and

WHEREAS, the Tenth Amendment to the United States Constitution affirms that any powers not delegated to the federal government are reserved to the states or the people, reinforcing the principle of federalism; and

WHEREAS, the states have long served as laboratories of democracy, uniquely positioned to establish election laws and policies that reflect the needs and interests of their citizens; and

WHEREAS, a robust system of state-led election governance strengthens self-government, promotes accountability, and preserves the integrity of the electoral process by ensuring that the people of each state determine how best to protect their representation and participation in democratic processes; and

WHEREAS, the framers of the United States Constitution recognized the role of the states in structuring election laws and mechanisms, understanding that a one-size-fits-all federal approach is neither necessary nor desirable; and

WHEREAS, the people of Missouri and other states have a vested interest in ensuring that their electoral processes remain responsive to their needs and are free from disproportionate influence by foreign entities or individuals that may not reflect the priorities of the electorate; and

WHEREAS, the principle of self-governance requires that states retain the ability to establish laws governing the influence of money in elections, consistent with their unique circumstances and policy considerations; and

WHEREAS, the constitutional amendment process provides an avenue for reaffirming the role of the states in overseeing elections and ensuring that their authority in this realm is preserved:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the One Hundred Third General Assembly, Second Regular Session, the Senate concurring therein, hereby call upon the members of the Missouri congressional delegation to uphold the principles of federalism and to be proponents of appropriate action, including, if necessary, a constitutional amendment that affirms the authority of states to govern their election processes and establishes the ability of the states to enact policies regarding campaign finance and election influence, in a manner consistent with established constitutional principles; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the members of the Missouri congressional delegation.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

HOUSE BILLS ON THIRD READING

HB 2180, introduced by Representative Griffith, with SCS, entitled:

An Act to repeal sections 105.963, 143.611, and 209.030, RSMo, and to enact in lieu thereof four new sections relating to mail sent by state departments.

Was taken up by Senator Bernskoetter.

SCS for HB 2180, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2180

An Act to repeal sections 105.963, 143.611, and 209.030, RSMo, and to enact in lieu thereof four new sections relating to mail sent by state departments.

Was taken up.

Senator Bernskoetter moved that **SCS for HB 2180** be adopted, which motion prevailed.

On motion of Senator Bernskoetter, **SCS for HB 2180** was read the 3rd time and passed by the following vote:

YEAS—Senators

Beck	Bernskoetter	Black	Brattin	Brown (16)	Brown (26)	Burger
Coleman	Crawford	Gregory (15)	Gregory (21)	Henderson	Hudson	Lewis
Luetkemeyer	McCreery	Moon	Mosley	Nicola	O'Laughlin	Schnelting
Trent	Washington	Webber	Williams—25			

NAYS—Senators—None

Absent—Senators

Bean	Fitzwater	Hough	Nurrenbern—4
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Absent with leave—Senators

Carter	Cierpiot	May	Roberts	Schroer—5
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Vacancies—None

The President declared the bill passed.

On motion of Senator Bernskoetter, title to the bill was agreed to.

Senator Bernskoetter moved that the vote by which the bill passed be reconsidered.

Senator Luetkemeyer moved that motion lay on the table, which motion prevailed.

At the request of Senator Trent, **HCS for HJR 173 and 174**, with **SCS**, was placed on the Informal Calendar.

HCS for HB 1870, entitled:

An Act to repeal sections 513.380, 513.430, and 513.475, RSMo, and to enact in lieu thereof five new sections relating to garnishments, with a delayed effective date for certain sections.

Was taken up by Senator Crawford.

Senator Crawford offered **SS for HCS for HB 1870**, entitled:

SENATE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1870

An Act to repeal sections 513.380, 513.430, and 513.475, RSMo, and to enact in lieu thereof five new sections relating to garnishments, with an effective date for certain sections.

Senator Crawford moved that **SS** for **HCS** for **HB 1870** be adopted, which motion prevailed.

On motion of Senator Crawford, **SS** for **HCS** for **HB 1870** was read the 3rd time and passed by the following vote:

YEAS—Senators

Beck	Bernskoetter	Black	Brattin	Brown (16)	Brown (26)	Burger
Coleman	Crawford	Gregory (15)	Gregory (21)	Henderson	Hudson	Lewis
Luetkemeyer	McCreery	Moon	Mosley	Nicola	Nurrenbern	O'Laughlin
Schnelting	Trent	Washington	Webber	Williams—26		

NAYS—Senators—None

Absent—Senators

Bean	Fitzwater	Hough—3
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Absent with leave—Senators

Carter	Cierpiot	May	Roberts	Schroer—5
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Vacancies—None

The President declared the bill passed.

On motion of Senator Crawford, title to the bill was agreed to.

Senator Crawford moved that the vote by which the bill passed be reconsidered.

Senator Luetkemeyer moved that motion lay on the table, which motion prevailed.

HCS for **HB 2596**, entitled:

An Act to repeal sections 376.1000, 376.1012, and 376.1017, RSMo , and to enact in lieu thereof three new sections relating to multiple employer self-insured health plans.

Was taken up by Senator Crawford.

Senator Crawford offered **SS** for **HCS** for **HB 2596**, entitled:

SENATE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2596

An Act to repeal sections 376.1000, 376.1012, and 376.1017, RSMo, and to enact in lieu thereof three new sections relating to multiple employer self-insured health plans.

Senator Crawford moved that **SS** for **HCS** for **HB 2596** be adopted.

Senator Nurrenbern offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Committee Substitute for House Bill No. 2596, Page 1, In the Title, Line 4, by striking “multiple employer self-insured health” and inserting in lieu thereof the following: “health benefit”; and

Further amend said bill, page 3, section 376.1017, line 13, by inserting after all of said line the following:

“376.1960. 1. As used in this section, the following terms mean:

- (1) “Health benefit plan”, the same meaning given to the term in section 376.1350;**
- (2) “Home blood pressure monitoring device”, a mobile device that can be used to measure blood pressure, and that is validated for clinical accuracy and device calibration;**
- (3) “Home blood pressure monitoring device services”, patient education and training services on the setup and use of a home blood pressure monitoring device, separate self-measurement blood pressure readings, daily collection and transmission of data reports by the patient or caregiver to the health care provider in order to communicate blood pressure readings, review of the reports by the health care provider, and creation or modification of treatment plans based on the reports.**

2. Health benefit plans delivered, issued for delivery, continued or renewed in this state on or after January 1, 2026, and providing for maternity benefits, shall provide coverage for a home blood pressure monitoring device and home blood pressure monitoring device services for pregnant and postpartum women.”; and

Further amend the title and enacting clause accordingly.

Senator Nurrenbern moved that the above amendment be adopted, which motion prevailed.

Senator Lewis offered **SA 2:**

SENATE AMENDMENT NO. 2

Amend Senate Substitute for House Committee Substitute for House Bill No. 2596, Page 3, Section 376.1017, Line 13, by inserting after all of said line the following:

“376.1240. 1. For purposes of this section, terms shall have the same meanings as ascribed to them in section 376.1350, and the term “self-administered hormonal contraceptive” shall mean a drug that is composed of one or more hormones and that is approved by the Food and Drug Administration to prevent pregnancy, excluding emergency contraception. Nothing in this section shall be construed to apply to medications approved by the Food and Drug Administration to terminate an existing pregnancy.

2. (1) Any health benefit plan delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2026, that provides coverage for self-administered hormonal contraceptives shall provide coverage to reimburse a health care provider or dispensing entity for the dispensing of a supply of self-administered hormonal contraceptives intended to last up to ninety days, or intended to last up to one hundred eighty days for generic self-administered hormonal contraceptives. The provisions of this section shall no longer be in effect after December 31, 2026.

(2) Any health benefit plan delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2027, that provides coverage for self-administered hormonal contraceptives shall provide coverage to reimburse a health care provider or dispensing entity for the dispensing of a

supply of self-administered hormonal contraceptives, including generic and brand-name contraceptives, intended to last up to one year.

3. The coverage required under this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the health benefit plan.”; and

Further amend the title and enacting clause accordingly.

Senator Lewis moved that the above amendment be adopted, which motion prevailed.

Senator Crawford moved that **SS** for **HCS** for **HB 2596**, as amended, be adopted, which motion prevailed.

On motion of Senator Crawford, **SS** for **HCS** for **HB 2596**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16)	Burger
Coleman	Crawford	Gregory (15)	Gregory (21)	Henderson	Hough	Hudson
Lewis	Luetkemeyer	McCreery	Mosley	Nicola	Nurrenbern	O’Laughlin
Schnelting	Trent	Washington	Webber	Williams—26		

NAYS—Senators

Brown (26) Moon—2

Absent—Senator Fitzwater—1

Absent with leave—Senators

Carter	Cierpiot	May	Roberts	Schroer—5
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Vacancies—None

On motion of Senator Crawford, title to the bill was agreed to.

Senator Crawford moved that the vote by which the bill passed be reconsidered.

Senator Luetkemeyer moved that motion lay on the table, which motion prevailed.

HB 1786, introduced by Representative Voss, entitled:

An Act to repeal section 43.265, RSMo, and to enact in lieu thereof one new section relating to certain highway patrol purchases.

Was taken up by Senator Gregory (21).

On motion of Senator Gregory (21), **HB 1786** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (26)	Burger
Coleman	Crawford	Gregory (15)	Gregory (21)	Henderson	Hough	Hudson
Lewis	Luetkemeyer	McCreery	Moon	Mosley	Nicola	Nurrenbern
Schnelting	Trent	Washington	Webber	Williams—26		

NAYS—Senators—None

Absent—Senators

Brown (16) Fitzwater O'Laughlin—3

Absent with leave—Senators

Carter Cierpiot May Roberts Schroer—5

Vacancies—None

The President declared the bill passed.

On motion of Senator Gregory (21), title to the bill was agreed to.

Senator Gregory (21) moved that the vote by which the bill passed be reconsidered.

Senator Luetkemeyer moved that motion lay on the table, which motion prevailed.

Senator Bean assumed the Chair.

HCS for HB 1866, entitled:

An Act to repeal section 590.100, RSMo, and to enact in lieu thereof one new section relating to peace officer license requirements.

Was taken up by Senator Gregory (15).

Senator Gregory (21) assumed the Chair.

Senator Nurrenbern offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend House Committee Substitute for House Bill No. 1866, Page 1, Section 590.100, Lines 7-9, by striking all of said lines and renumbering the remaining subsections accordingly.

Senator Nurrenbern moved that the above amendment be adopted, which motion prevailed.

Senator Brattin offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend House Committee Substitute for House Bill No. 1866, Page 1, Section A, Line 2, by inserting after all of said line the following:

“160.665. 1. Any school district **or charter school** within the state may designate one or more [elementary or secondary school teachers or administrators] **employees of the district or charter school** as a school protection officer. The responsibilities and duties of a school protection officer are voluntary and shall be in addition to the normal responsibilities and duties of the [teacher or administrator] **employee**. Any compensation for additional duties relating to service as a school protection officer shall be funded by the local school district, with no state funds used for such purpose.

2. Any person designated by a school district **or charter school** as a school protection officer shall be authorized to carry concealed firearms or a self-defense spray device in any school in the district. A self-defense spray device shall mean any device that is capable of carrying, and that ejects, releases, or emits, a nonlethal solution **or projectile** capable of incapacitating a violent threat. The school protection

officer shall not be permitted to allow any firearm or device out of his or her personal control while that firearm or device is on school property. Any school protection officer who violates this subsection may be removed immediately from the classroom and subject to employment termination proceedings.

3. A school protection officer has the same authority to detain or use force against any person on school property as provided to any other person under chapter 563.

4. Upon detention of a person under subsection 3 of this section, the school protection officer shall immediately notify a school administrator and a school resource officer, if such officer is present at the school. If the person detained is a student then the parents or guardians of the student shall also be immediately notified by a school administrator.

5. Any person detained by a school protection officer shall be turned over to a school administrator or law enforcement officer as soon as practically possible and shall not be detained by a school protection officer for more than one hour.

6. Any [teacher or administrator of an elementary or secondary school] **employee of a school district or charter school** who seeks to be designated as a school protection officer shall request such designation in writing, and submit it to the superintendent of the school district **or the executive director of the charter school governing board** which employs him or her [as a teacher or administrator]. Along with this request, any [teacher or administrator] **employee** seeking to carry a concealed firearm on school property shall also submit proof that he or she has a valid concealed carry endorsement or permit, and all [teachers and administrators] **employees** seeking the designation of school protection officer shall submit a certificate of school protection officer training program completion from a training program approved by the director of the department of public safety which demonstrates that such person has successfully completed the training requirements established by the POST commission under chapter 590 for school protection officers.

7. No school district **or charter school** may designate [a teacher or administrator] **an employee** as a school protection officer unless such person has successfully completed a school protection officer training program, which has been approved by the director of the department of public safety. No school district **or charter school** shall allow a school protection officer to carry a concealed firearm on school property unless the school protection officer has a valid concealed carry endorsement or permit.

8. Any school district **or charter school** that designates [a teacher or administrator] **an employee** as a school protection officer shall, within thirty days, notify, in writing, the director of the department of public safety of the designation, which shall include the following:

- (1) The full name, date of birth, and address of the officer;
- (2) The name of the school district; and
- (3) The date such person was designated as a school protection officer.

Notwithstanding any other provisions of law to the contrary, any identifying information collected under the authority of this subsection shall not be considered public information and shall not be subject to a request for public records made under chapter 610.

9. A school district **or charter school** may revoke the designation of a person as a school protection officer for any reason and shall immediately notify the designated school protection officer in writing of the revocation. The school district **or charter school** shall also within thirty days of the revocation notify the director of the department of public safety in writing of the revocation of the designation of such person as a school protection officer. A person who has had the designation of school protection officer revoked has no right to appeal the revocation decision.

10. The director of the department of public safety shall maintain a listing of all persons designated by school districts **and charter schools** as school protection officers and shall make this list available to all law enforcement agencies.

11. Before a school district **or charter school** may designate [a teacher or administrator] **an employee** as a school protection officer, the school board **or governing board** shall hold a public hearing on whether to allow such designation. Notice of the hearing shall be published at least fifteen days before the date of the hearing in a newspaper of general circulation within the city or county in which the school district **or charter school** is located. The **school board or governing board** may determine at a closed meeting, as “closed meeting” is defined under section 610.010, whether to authorize the designated school protection officer to carry a concealed firearm or a self-defense spray device.

12. Each school district and charter school may consider implementing a school protection officer program consistent with the provisions of this section. If implementing a school protection officer program, the school board of each school district and governing board of each charter school shall hold a public hearing and determine by a vote at the hearing whether to implement such a program.

170.315. 1. (1) There is hereby established the “Active Shooter and Intruder Response Training for Schools Program (ASIRT)”.

(2) For each school year ending before July 1, [2026] **2027**, each school district and charter school [may] **shall** include in its teacher and school employee training a component on how to properly respond to students who provide them with information about a threatening situation and how to address situations in which there is a potentially dangerous or armed intruder in the school. Training [may] **shall** also include information and techniques on how to address situations where an active shooter is present in the school or on school property.

(3) For the 2026-27 school year and all subsequent school years, each school district and charter school shall include in its teacher and school employee training components on:

(a) How to properly respond to students who provide a teacher or school employee with information about a threatening situation;

(b) How to address situations in which there is a potentially dangerous or armed intruder in the school;

(c) Information and techniques on how to address situations where an active shooter is present in the school or on school property;

(d) How to identify potential threats or safety hazards; and

(e) Protocols for emergencies in the school including, but not limited to:

- a. Evacuations;
- b. Severe weather;
- c. Earthquakes;
- d. Fire; and
- e. Medical.

2. For the 2026-27 school year and all subsequent school years, each school district and charter school that elects to provide such training shall conduct the training on an annual basis. The length of training shall be determined by the school district or charter school electing to provide such training.

3. All school [personnel] **employees** may participate in a simulated active shooter and intruder response drill conducted and led by law enforcement professionals or school safety professionals. Each drill shall include an explanation of its purpose and a safety briefing.

4. All instructors for the program shall be certified by the department of public safety's peace officers standards training commission.

5. School districts and charter schools may consult and collaborate with law enforcement authorities, emergency response agencies, and other organizations and entities trained to deal with active shooters or potentially dangerous or armed intruders.

6. Public schools shall actively foster an environment in which students feel comfortable sharing information they have regarding a potentially threatening or dangerous situation with a responsible adult. As part of each public school's efforts to actively foster such environment, each public school shall annually provide age-appropriate information and training on the Missouri state highway patrol's Courage2ReportMO (C2R) reporting mechanism or its successor reporting mechanism.

7. For the 2026-27 school year and all subsequent school years, each school district and charter school shall hold an age-appropriate active shooter exercise in which students, teachers, and other school employees participate in and practice the procedures for safety and protection to be implemented under such conditions.

590.010. As used in this chapter, the following terms mean:

(1) "Commission", when not obviously referring to the POST commission, means a grant of authority to act as a peace officer;

(2) "Director", the director of the Missouri department of public safety or his or her designated agent or representative;

(3) "Peace officer", a law enforcement officer of the state or any political subdivision of the state with the power of arrest for a violation of the criminal code or declared or deemed to be a peace officer by state statute;

(4) "POST commission", the peace officer standards and training commission;

(5) "Reserve peace officer", a peace officer who regularly works less than thirty hours per week;

(6) “School protection officer”, an [elementary or secondary school teacher or administrator] **employee of a school district or charter school** who has been designated as a school protection officer [by a school district].”; and

Further amend said bill, page 2, section 590.100, line 32, by inserting after all of said line the following:

“590.205. 1. The POST commission shall establish minimum standards for school protection officer training instructors, training centers, and training programs.

2. The director shall develop and maintain a list of approved school protection officer training instructors, training centers, and training programs. The director shall not place any instructor, training center, or training program on its approved list unless such instructor, training center, or training program meets all of the POST commission requirements under this section and section 590.200. The director shall make this approved list available to every school district in the state. The required training to become a school protection officer shall be provided by those firearm instructors, private and public, who have successfully completed a department of public safety POST certified law enforcement firearms instructor school.

3. Each person seeking entrance into a school protection officer training center or training program shall submit a fingerprint card and authorization for a criminal history background check to include the records of the Federal Bureau of Investigation to the training center or training program where such person is seeking entrance. The training center or training program shall cause a criminal history background check to be made and shall cause the resulting report to be forwarded to the school district where the [elementary school teacher or administrator] **employee** is seeking to be designated as a school protection officer.

4. No person shall be admitted to a school protection officer training center or training program unless such person submits proof to the training center or training program that he or she has a valid concealed carry endorsement or permit.

5. A certificate of school protection officer training program completion may be issued to any applicant by any approved school protection officer training instructor. On the certificate of program completion the approved school protection officer training instructor shall affirm that the individual receiving instruction has taken and passed a school protection officer training program that meets the requirements of this section and section 590.200 and indicate whether the individual has a valid concealed carry endorsement or permit. The instructor shall also provide a copy of such certificate to the director of the department of public safety.

6. The POST commission shall establish requirements for the continuing education of all school protection officers. All school protection officers shall annually receive twenty hours of firearms skill development training.”; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted, which motion prevailed.

On motion of Senator Gregory (15), **HCS for HB 1866**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Burger	Coleman
Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson	Hough	Hudson
Lewis	Luetkemeyer	McCreery	Moon	Mosley	Nicola	Nurrenbern
Schnelting	Trent	Washington	Webber	Williams—26		

NAYS—Senators—None

Absent—Senators

Brown (16)	Brown (26)	O'Laughlin—3
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Absent with leave—Senators

Carter	Cierpiot	May	Roberts	Schroer—5
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Vacancies—None

The President declared the bill passed.

On motion of Senator Gregory (15), title to the bill was agreed to.

Senator Gregory (15) moved that the vote by which the bill passed be reconsidered.

Senator Luetkemeyer moved that motion lay on the table, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator Luetkemeyer, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Madam President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS for SB 1135** and **SS for SB 895**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

On motion of Senator Luetkemeyer, the Senate recessed until 10:45 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Gregory (21).

HOUSE BILLS ON THIRD READING

HCS for HJRs 173 and 174, with **SCS**, entitled:

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 4(d) and 26 of article X of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to taxation.

Was called from the Informal Calendar and taken up by Senator Trent.

SCS for HCS for HJRs 173 and 174, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
 HOUSE COMMITTEE SUBSTITUTE FOR
 HOUSE JOINT RESOLUTIONS NOS. 173 and 174

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 4(d) and 26 of article X of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to taxation.

Was taken up.

Senator Trent moved that **SCS** for **HCS** for **HJR**s 173 and 174 be adopted.

Senator Fitzwater assumed the Chair.

Senator Trent offered **SS** for **SCS** for **HCS** for **HJR**s 173 and 174, entitled:

SENATE SUBSTITUTE FOR
 SENATE COMMITTEE SUBSTITUTE FOR
 HOUSE COMMITTEE SUBSTITUTE FOR
 HOUSE JOINT RESOLUTIONS NOS. 173 and 174

Join Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 4(d) and 26 of article X of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to taxation.

Senator Trent moved that **SS** for **SCS** for **HCS** for **HJR**s 173 and 174 be adopted, and requested a roll call vote be taken. He was joined in his request by Senators Bean, Coleman, Luetkemeyer, and Schnetling.

Senator Moon offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Joint Resolutions Nos. 173 and 174, Page 2, Section 26, Lines 13-14, by striking “goods and services” and inserting in lieu thereof the following: “**services and new goods**”.

Senator Moon moved that the above amendment be adopted, which motion failed.

SS for **SCS** for **HCS** for **HJR**s 173 and 174 was adopted by the following vote:

YEAS—Senators

Bean	Bernskoetter	Black	Brattin	Brown (16)	Brown (26)	Burger
Coleman	Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson	Hudson
Luetkemeyer	O’Laughlin	Schnelting	Trent—18			

NAYS—Senators

Beck	Hough	Lewis	McCreery	Moon	Mosley	Nicola
Nurrenbern	Washington	Webber	Williams—11			

Absent—Senators—None

Absent with leave—Senators

Carter	Cierpiot	May	Roberts	Schroer—5
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Vacancies—None

On motion of Senator Trent, **SS** for **SCS** for **HCS** for **HJR**s **173** and **174** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Black	Brattin	Brown (16)	Brown (26)	Burger
Coleman	Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson	Hudson
Luetkemeyer	O'Laughlin	Schnelting	Trent—18			

NAYS—Senators

Beck	Hough	Lewis	McCreery	Moon	Mosley	Nicola
Nurrenbern	Washington	Webber	Williams—11			

Absent—Senators—None

Absent with leave—Senators

Carter	Cierpiot	May	Roberts	Schroer—5
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Vacancies—None

The President declared the joint resolution passed.

On motion of Senator Trent, title to the joint resolution was agreed to.

Senator Trent moved that the vote by which the joint resolution passed be reconsidered.

Senator Luetkemeyer moved that motion lay on the table, which motion prevailed.

COMMUNICATIONS

President Pro Tem O'Laughlin submitted the following:

April 14, 2026

Kristina Martin
 Secretary of the Senate
 201 W Capitol Ave, Room 325
 Jefferson City, MO 65101

Secretary Martin,

Pursuant to Rule 12, I am making the following changes to the Standing Committee on Fiscal Oversight:

I remove Senator Brattin and I appoint Senator Burger.

Sincerely,



President Pro Tem

INTRODUCTION OF GUESTS

Senator Hudson introduced to the Senate, Shannon and Vanessa Dodson.

Senator Brattin introduced to the Senate, Mayor of Knob Noster, Perry Byerly.

Senator Crawford introduced to the Senate, MO Association of Counties; and CSG South.

Senator Williams introduced to the Senate, Saint Louis University of Nursing professor, Margaret Benz; and students; and Urban League of Metropolitan St. Louis president/CEO, Michael McMillan, St. Louis.

Senator Gregory (21) introduced to the Senate, Monica Williams and Gilbert Williams, Kearney.

Senator Carter introduced to the Senate, AGCMO Women of STEEL, Whitney Wood; Lanae Bettes, Joplin; and Melissa Collins, Neosho.

Senator Mosley introduced to the Senate, Zeta Phi Beta, Theresa Guest, St. Louis; Phi Beta Sigma Fraternity, Ira Hughes Jr.; Clifton Campbell; Mateiyas Hampton; Urban League of Metropolitan Saint Louis President, Farrakhan Shegog; Richard Mitcheon; Les Johnson; and Reverend Dr. Antonio Settles.

Senator Lewis introduced to the Senate, State Technical College nursing students.

On motion of Senator Luetkemeyer, the Senate adjourned under the rules.

SENATE CALENDAR

FIFTY-FIRST DAY—THURSDAY, APRIL 16, 2026

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1658-Nurrenbern	SB 1676-Burger
SB 1659-Nurrenbern	SB 1677-Schnelting
SB 1660-Nurrenbern	SB 1678-Gregory (21)
SB 1661-Black	SB 1679-Gregory (21)
SB 1662-May	SB 1680-McCreery
SB 1663-Crawford	SB 1681-McCreery
SB 1664-Coleman	SB 1682-McCreery
SB 1665-Coleman	SB 1683-McCreery
SB 1666-Coleman	SB 1684-McCreery
SB 1667-Gregory (21)	SB 1685-McCreery
SB 1668-Gregory (21)	SB 1686-McCreery
SB 1669-Carter	SB 1687-McCreery
SB 1670-Beck	SB 1688-Gregory (15)
SB 1671-Gregory (21)	SB 1689-Gregory (15)
SB 1672-Brown (16)	SB 1690-Gregory (15)
SB 1673-Burger	SB 1691-Burger
SB 1674-Burger	SB 1692-Lewis
SB 1675-Lewis	SB 1693-Lewis

SB 1694-Roberts	SB 1739-Washington
SB 1695-Webber	SB 1740-Washington
SB 1696-Webber	SB 1741-Washington
SB 1697-Schroer	SB 1742-Lewis
SB 1698-Schroer	SB 1743-Lewis
SB 1699-Gregory (21)	SB 1744-Lewis
SB 1700-Henderson	SB 1745-Lewis
SB 1701-Nurrenbern	SB 1746-Moon
SB 1702-Nurrenbern	SB 1747-McCreery
SB 1703-Carter	SB 1748-McCreery
SB 1704-Gregory (15)	SB 1749-McCreery
SB 1705-Lewis	SB 1750-McCreery
SB 1706-Lewis	SB 1751-Hough
SB 1707-McCreery	SB 1752-Hough
SB 1708-McCreery	SB 1753-Hough
SB 1709-McCreery	SB 1754-Hough
SB 1710-McCreery	SB 1755-Hough
SB 1711-McCreery	SB 1756-Hough
SB 1712-McCreery	SB 1757-Hough
SB 1713-McCreery	SB 1758-Hough
SB 1714-McCreery	SB 1759-Hough
SB 1715-McCreery	SB 1760-Hough
SB 1716-McCreery	SB 1761-Hough
SB 1717-Nurrenbern	SB 1762-Hough
SB 1718-Hudson	SB 1763-Hough
SB 1719-Schroer	SB 1764-Hough
SB 1720-Schroer	SB 1765-Hough
SB 1721-Schroer	SB 1766-Hough
SB 1722-Gregory (21)	SB 1767-Brattin
SB 1723-Brown (16)	SB 1768-Brattin
SB 1724-Brown (16)	SB 1769-Brattin
SB 1725-Beck	SB 1770-Brattin
SB 1726-Carter	SB 1771-Brattin
SB 1727-Carter	SB 1772-Brattin
SB 1728-Carter	SB 1773-Gregory (21)
SB 1729-Henderson	SB 1774-Gregory (21)
SB 1730-Henderson	SB 1775-Gregory (21)
SB 1731-May	SB 1776-Coleman
SB 1732-Trent	SB 1777-Coleman
SB 1733-Gregory (15)	SB 1778-Mosley
SB 1734-Gregory (15)	SB 1779-Henderson
SB 1735-Washington	SB 1780-Burger
SB 1736-Washington	SB 1781-Burger
SB 1737-Washington	SB 1782-Schnelting
SB 1738-Washington	SB 1783-Schnelting

SB 1784-Schnelting	SB 1799-Trent
SB 1785-Hudson	SB 1800-Schroer
SB 1786-Black	SB 1801-Schroer
SB 1787-Black	SB 1802-Carter
SB 1788-Williams	SB 1803-Carter
SB 1789-Bean	SB 1804-Beck
SB 1790-Bean and Trent	SB 1805-Lewis
SB 1791-Cierpiot	SB 1806-Washington
SB 1792-Webber	SB 1807-Washington
SB 1793-Webber	SB 1808-Luetkemeyer
SB 1794-Webber	SJR 118-Nurrenbern
SB 1795-Webber	SJR 119-Lewis
SB 1796-Trent	SJR 120-Lewis
SB 1797-Trent	SJR 121-McCreery
SB 1798-Trent	SJR 122-Moon

HOUSE BILLS ON SECOND READING

HCS for HBs 2122 & 1626	HCS for HB 2517
HCS for HB 1791	HB 1730-Costlow
HCS for HB 2465	HB 3107-Oehlerking
HCS for HBs 2913 & 3228	HCS for HB 2292
HCS for HB 3239	HB 2848-Dolan
HB 1772-Amato	HCS for HB 2711
HB 2096-Farnan	HCS for HB 3080
HCS for HB 2481	HCS for HB 2740
HCS for HB 1869	HB 2422-Haley
HB 2927-Parker	HCS for HB 3111
HCS for HBs 2387 & 2480	HCS for HB 3009
HB 2885-Hovis	

THIRD READING OF SENATE BILLS

SS for SCS for SB 1534-Nicola (In Fiscal Oversight)	SB 1477-Nicola
SS#2 for SCS for SB 1586-Brown (26) (In Fiscal Oversight)	SS for SB 1033-Bean
SS for SB 1083-Burger	SS for SB 1135-Henderson
	SS for SB 895-Brown (26)

HOUSE BILLS ON THIRD READING

HB 2593-Hardwick, with SCS (Schnelting)
(In Fiscal Oversight)
HCS for HB 2710, with SCS (Trent)
(In Fiscal Oversight)
HCS for HBs 1664, 1610, 1645 & 2182 (Hudson)
HB 1644-Overcast, with SCS (Schroer)

HCS for HB 2974 (Burger)
HB 2125-Banderman
(In Fiscal Oversight)
HCS for HBs 2637 & 3155, with SCS (Schroer)
HCS for HBs 3231 & 2531, with SCS
HB 2818-Shields, with SCS (Black)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS for SCS for SB 838-Cierpiot

SENATE BILLS FOR PERFECTION

SB 836-Crawford, with SCS
SB 841-Bernskoetter, with SCS
SB 849-O'Laughlin
SB 856-Brattin and Coleman
SB 879-Fitzwater, with SS (pending)
SB 887-Schroer
SB 896-Brown (26), with SCS
SB 904-Gregory (15), with SS & SA 2 (pending)
SB 916-Burger, with SCS
SB 917-Burger, with SS & SA 1 (pending)
SB 918-Burger
SB 919-Nicola, with SCS
SB 931-Crawford
SB 942-Brown (16)
SB 948-Brattin, with SS & SA 3 (pending)
SB 970-Fitzwater, with SCS &
SS for SCS (pending)
SBs 971 & 906-Trent, with SCS
SBs 984 & 968-Carter, with SCS
SB 996-Gregory (15), with SS (pending)
SB 998-Hudson, with SCS
SB 999-Hudson, et al, with SS, SA 1 &
SA 1 to SA 1 (pending)

SB 1003-Schnelting, with SCS, SS for SCS &
SA 4 (pending)
SB 1012-Nicola, with SCS &
SS for SCS (pending)
SB 1029-Brattin, with SCS &
SS#2 for SCS (pending)
SB 1057-Schroer
SB 1064-Brown (26)
SB 1065-Brown (26), with SCS
SB 1085-Nicola, with SCS &
SS for SCS (pending)
SB 1094-Crawford, with SCS, SS for SCS &
SA 2 (pending)
SB 1376-Trent, with SS (pending)
SB 1392-Schroer
SB 1393-Schroer
SBs 1410 & 853-Crawford, with SCS
SB 1442-Hudson, with SCS &
SS for SCS (pending)
SB 1605-Henderson, with SS (pending)
SBs 1653 & 1194-Trent, with SCS
SJR 111-Hudson, with SCS, SS for SCS &
SA 1 (pending)

1017

Fiftieth Day - Wednesday, April 15, 2026

CONSENT CALENDAR

House Bills

Reported 4/15

HB 2586-Casteel
HB 3279-Shields

HB 1827-Violet (Webber)
HCS for HB 2108, with SCS

RESOLUTIONS

SR 565-Beck
SR 566-Beck

SR 567-Beck
SR 668-Moon

To be Referred

HCR 23-Perkins

HCR 48-Davis

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

SS for SB 1 - Hough

✓