

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts  
Chapter 1—Organization**

**PROPOSED RESCISSION**

**20 CSR 2150-1.011 Public Complaint Handling and Disposition Procedure.** The Missouri State Board of Registration for the Healing Arts receives public complaints concerning alleged violations of Chapter 334, RSMo. The board also receives from the director of the Department of Insurance reports of claims for medical malpractice. Beginning January 1, 1987, the board will receive from the executive officers of hospitals and ambulatory surgical centers reports regarding disciplinary actions and voluntary resignations relative to licensed health care professionals. This rule established a procedure for the handling of public complaints, reports of claims for medical malpractice, and reports for disciplinary actions and voluntary resignations.

*PURPOSE:* This rule is being rescinded and readopted to update the existing rule to allow for electronic recordkeeping as opposed to requiring hard copies to be stored within the office.

*AUTHORITY:* section 334.125, RSMo 1986. This rule originally filed as 4 CSR 150-1.011. Original rule filed Oct. 3, 1986, effective Dec. 15, 1986. Moved to 20 CSR 2150-1.011, effective Aug. 28, 2006. Rescinded: Filed Jan. 3, 2012.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed rescission with the Board of Registration for the Healing Arts, PO Box 4, Jefferson City, MO 65102, by facsimile at (573) 751-3166, or via email at [healingarts@pr.mo.gov](mailto:healingarts@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts  
Chapter 1—Organization**

**PROPOSED RULE**

**20 CSR 2150-1.011 Complaint and Report Handling and Disposition Procedure**

*PURPOSE:* This rule establishes a procedure for the handling of complaints, reports of claims for medical malpractice, and reports for disciplinary actions and voluntary resignations.

(1) Complaints concerning alleged violations of Chapter 334, RSMo, shall be handled as follows:

(A) Any member of the public or the profession, or any federal, state, or local official, may make and file a complaint with the board based upon personal knowledge or upon information received from

other sources. The complaint may be against any licensee, permit holder, registrant of the board, or unlicensed individual or entity and may allege acts or practices which may constitute a violation of any provision of Chapter 334, RSMo. No member of the board shall file a complaint with this board while holding that office unless that member is excused from further board deliberations or activity concerning the matters alleged within that complaint. The executive director or any administrative staff member of the board may file a complaint in the same manner as any member of the public;

(B) Each complaint must be typed or hand written and signed by the complainant. Oral, telephone, email, or unsigned written communications will be considered at the discretion of the board. Complaints shall fully identify the nature of the complaint; list the name, address, and telephone number of the complainant; and be mailed or delivered to the following address: Missouri State Board of Registration for the Healing Arts, PO Box 4, Jefferson City, MO 65102;

(C) Each complaint received under this section shall be logged in and maintained by the board. The log shall contain, if known by the board—

1. A record of each complainant's name and address;
2. The name and address of the subject of the complaint;
3. The date each complaint is received by the board;
4. A brief statement of the acts complained of, including the name of any person injured, aggrieved, or victimized by the alleged acts or practices;
5. A notation indicating whether the complaint resulted in its dismissal by the board, whether formal charges have been or will be filed with the Administrative Hearing Commission, or what the ultimate disposition of the complaint was; and
6. Further information as the board may direct;

(D) Each complaint made in accordance with this rule shall be acknowledged in writing and may be investigated by the board. If a complaint is investigated, the complainant shall be informed in writing after the investigation is completed as to the ultimate disposition of the complaint. The provisions of this subsection shall not apply to complaints filed by staff members of the board based on information and belief, acting in reliance on third-party information received by the board; and

(E) Each complaint investigated shall be reviewed and pursued as provided in section (4) of this rule.

(2) Reports of claims for medical malpractice received from the Department of Insurance, Financial Institutions and Professional Registration (DIFP) or from the licensee shall be handled as follows:

(A) Each medical malpractice report received from the DIFP or from the licensee shall be logged in and maintained by the board. The log shall include:

1. Name and address of the subject of the report;
2. Date each report is received by the board;
3. Brief statement of the acts, including the name of any person injured, aggrieved, or victimized by the alleged acts or practices;
4. Ultimate disposition of the complaint; and
5. Further information as the board may direct; and

(B) Supporting files or records, or both, shall be established and maintained as deemed necessary.

(3) Reports of disciplinary actions and voluntary resignations received from executive officers of hospitals, ambulatory surgical centers, nursing facilities, or entities that employ or contract with licensed health care professionals shall be handled as follows:

(A) Each report received shall be logged in and maintained by the board. The log shall include:

1. Name and address of the subject of the report;
2. Date each report is received by the board;
3. Brief statement of the acts, including the name of any person injured, aggrieved, or victimized by the alleged acts or practices;
4. Ultimate disposition of the complaint; and

5. Further information as the board may direct; and  
(B) Supporting files or records, or both, shall be established and maintained as deemed necessary.

(4) Complaints, reports of claims for medical malpractice, and disciplinary actions, and voluntary resignations received from chief executive officers of any hospital, ambulatory surgical center, nursing facility, or entity that employs or contracts with licensed health care professionals shall be processed and pursued as follows:

(A) After logging in each complaint or report, each complaint or report shall be reviewed by the board's complaint review committee or a medical staff officer. The complaint review committee or medical staff officer shall review the complaint or report and either issue a request to the investigative manager for investigation and records, forward a copy of the complaint to the licensee for a response, request records, or forward the complaint to the board for their review and decision;

(B) If the complaint or report is forwarded to the investigative manager, he/she shall establish an investigation file and assign it to an investigator with such direction as he/she deems appropriate. Upon receipt of an investigation assignment, the investigator shall conduct the investigation as he/she deems appropriate or as directed by the investigative manager;

(C) Upon completion of the investigation, the investigator shall submit a written report to the investigative manager for a report review. The investigative manager shall review the report and either direct further investigation or deliver the report to the medical staff officer for review;

(D) Upon receipt of a report from the investigative manager, the medical staff officer shall review the report and either return the report to the investigative manager for further investigation or deliver the report to the board;

(E) Upon receipt of a report, the board shall review the report and either return the report to the medical staff officer or investigative manager for further review or investigation, return the report to the investigative manager for closing, forward the report to the board's attorney for legal proceedings, or take or direct such further actions as the board deems appropriate;

(F) The medical staff officer, investigative manager, investigator, or board may contact the board's attorneys for assistance in obtaining records or subpoenas, or for assistance or direction during the course of the review or investigation; and

(G) The executive director of the board may alter the procedure set forth in this section for investigating and reviewing any complaint or report as he/she deems appropriate.

(5) The board's investigation and subsequent litigation is not limited to or by the scope of the complaints, reports of claims for medical malpractice, or reports of disciplinary action or voluntary resignation received from hospitals, ambulatory surgical centers, nursing facilities, and entities that employ or contract with licensed health care professionals.

*AUTHORITY: section 334.125, RSMo 2000. This rule originally filed as 4 CSR 150-1.011. Original rule filed Oct. 3, 1986, effective Dec. 15, 1986. Moved to 20 CSR 2150-1.011, effective Aug. 28, 2006. Rescinded and readopted: Filed Jan. 3, 2012.*

*PUBLIC COST: This proposed rule will cost state agencies or political subdivisions approximately five hundred thousand nine hundred twenty-nine dollars (\$500,929) to five hundred sixty-three thousand sixty-eight dollars (\$563,068) in the aggregate.*

*PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Board of*

*Registration for the Healing Arts, PO Box 4, Jefferson City, MO 65102, by facsimile at (573) 751-3166, or via email at [healingarts@pr.mo.gov](mailto:healingarts@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.*

**PUBLIC FISCAL NOTE**

**I. RULE NUMBER**

**Title 20 - Department of Insurance, Financial Institutions and Professional Registration**  
**Division 2150 - State Board of Registration for the Healing Arts**  
**Chapter 1 - Organization**  
**Proposed Rule - 20 CSR 2150-1.011 Public Complaint Handling and Disposition Procedure**  
 Prepared September 28, 2011 by the Division of Professional Registration

**II. SUMMARY OF FISCAL IMPACT**

Affected Agency or Political Subdivision	Estimated Cost of Compliance	
State Board of Registration for the Healing Arts		\$500,929.40
		to \$563,068.15
	<b>Annual Cost of Compliance for the Life of the Rule</b>	<b>\$500,929.40 to \$563,068.15</b>

**III. WORKSHEET**

The board receives approximately 1376 complaints annually. These come in the form of malpractice claims (MP), consumer complaints (Inv.), and disciplinary action reports from employers (Inv.). The board handles them on a case-by-case basis and the personnel and expense estimates are shown below.

Principle Assistant (Executive Director) - serves as the senior executive officer of the licensing agency.

Medical Director - directs medical review program for physicians licensed by the board.

Investigation Manager - directs or assists in the overall planning, development, and administration of the board investigative program.

Office Support Assistant - provides administrative support and assists with complaints and investigations.

Legal Counsel - provides legal assistance to the board.

Medical Staff Officers (Medical Consultant) - Assists in providing consultation and expert medical evaluation and advice to the board on the medical/technical evaluation of malpractice cases, consumer complaints and investigations. Advises and generally assists the Board and the medical director in planning and developing goals and objectives for the board. Investigates and evaluates medical malpractice reports and complaints, and prepares reports on findings. Reviews and evaluates federal and state legislation, rules and regulations for their impact on the operation of the Board.

Investigator II - conducts investigations and inspections, serves notices, and gathers information required by the board.

Board Members - review complaints and render decisions in compliance with chapter 334, RSMo.

## Personal Service Dollars

STAFF	ANNUAL SALARY RANGE	SALARY TO INCLUDE FRINGE BENEFIT	HOURLY SALARY	COST PER MINUTE	TIME PER LICENSEE	COST PER ITEM	NUMBER OF ITEMS	TOTAL COST
Executive Director	\$70,000	\$106,638	\$51.27	\$0.85	10 minutes	\$8.54	Initial review of 990 complaints (Inv.)	\$8,459.26
	to \$77,000	to \$117,302	to \$56.40	to \$0.94		to \$9.40		to \$9,305.19
Medical Director	\$109,524	\$166,849	\$80.22	\$1.34	10 minutes	\$13.37	Initial review of 1,376 complaints (Inv. & MP)	\$18,396.16
	to \$116,028	to \$176,757	to \$84.98	to \$1.42		to \$14.16		to \$19,488.60
Investigation Manager	\$38,700	\$58,956	\$28.34	\$0.47	10 minutes	\$4.72	Initial review of 990 complaints (Inv.)	\$4,676.76
	to \$62,952	to \$95,901	to \$46.11	to \$0.77		to \$7.68		to \$7,607.54
Office Support Assistant	\$21,372	\$32,558	\$15.65	\$0.26	15 minutes	\$3.91	Initial review of 990 complaints (Inv.)	\$3,874.10
	to \$23,064	to \$35,136	to \$16.89	to \$0.28		to \$4.22		to \$4,180.81
Medical Staff Officers	\$100,380	\$152,919	\$73.52	\$1.23	30 minutes	\$36.76	Review of 999 complaints (Inv. & MP)	\$36,722.59
	to \$100,380	to \$152,919	to \$73.52	to \$1.23		to \$36.76		to \$36,722.59
Investigator II	\$34,644	\$52,777	\$25.37	\$0.42	20 hours	\$507.47	352 Investigations	\$178,628.73
	to \$37,968	to \$57,840	to \$27.81	to \$0.46		to \$556.16		to \$195,767.68
Legal Counsel	\$50,000	\$76,170	\$36.62	\$0.61	1 hour	\$36.62	Extensive review and assistance 5 cases	\$183.10
	to \$55,000	to \$83,787	to \$40.28	to \$0.67		to \$40.28		to \$201.41
Executive Director	\$70,000	\$106,638	\$51.27	\$0.85	1 hour	\$51.27	Final review of 1,376 complaints (Inv. & MP)	\$70,545.14
	to \$77,000	to \$117,302	to \$56.40	to \$0.94		to \$56.40		to \$77,599.65
Office Support Assistant	\$21,372	\$32,558	\$15.65	\$0.26	15 minutes	\$3.91	Final review of 1,376 complaints (Inv. & MP)	\$5,384.61
	to \$23,064	to \$35,136	to \$16.89	to \$0.28		to \$4.22		to \$5,810.90

**Personal Service Dollars (Cont'd)**

STAFF	ANNUAL SALARY RANGE	SALARY TO INCLUDE FRINGE BENEFIT	HOURL Y SALARY	COST PER MINUTE	TIME PER LICENSEE	COST PER ITEM	NUMBER OF ITEMS	TOTAL COST
Legal Counsel	\$50,000	\$76,170	\$36.62	\$0.61	30 minutes	\$18.31	Final review of 626 Investigations	\$11,462.12
	to \$55,000	to \$83,787	to \$40.28	to \$0.67		to \$20.14		to \$12,608.33
Medical Director	\$109,524	\$166,849	\$80.22	\$1.34	1 hour	\$80.22	Final review of 1,376 complaints (Inv. & MP)	\$110,376.94
	to \$116,028	to \$176,757	to \$84.98	to \$1.42		to \$84.98		to \$116,931.59
Investigation Manager	\$38,700	\$58,956	\$28.34	\$0.47	1 hour	\$28.34	Final review of 1,376 complaints (Inv. & MP)	\$39,001.38
	to \$62,952	to \$95,901	to \$46.11	to \$0.77		to \$46.11		to \$63,442.25
9 Board Members	n/a	n/a	\$6.25	\$0.10	1 hour	\$6.25 per board member	Final review of 1,376 complaints (Inv. & MP)	\$8,600.00
<b>Total Personal Service Costs</b>								<b>\$496,127.80</b> to <b>\$558,266.55</b>

**Expense and Equipment Dollars**

Item	Cost	Quantity	Total Cost Per
Correspondence	\$0.65	1376	\$894.40
Travel Expense	.37 cents per mile @ 30 miles	352	\$3,907.20
<b>Total Expense and Equipment</b>			<b>\$4,801.60</b>

**IV. ASSUMPTIONS**

1. The figures reported above are based on FY 2011 actuals.
2. The costs shown on this fiscal note are reflective of the current practice of the board and therefore are not new expenses to the board. They are being shown as a result of the rescission and readoption of this rule in accordance with 536.200, RSMo.
2. Employee's salaries were calculated using the annual salary multiplied by 52.34% for fringe benefits and then divided by 2080 hours per year to determine the hourly salary. The hourly salary was then divided by 60 minutes to determine the cost per minute. The cost per minute was then multiplied by the amount of time individual staff spent on the processing of the specified item. The total cost was based on the cost per item multiplied by the estimated number of items.
3. The board assumes that at least one correspondence mailing will be sent to each complainant and licensee.
4. The travel expenses are based on gas expenses for an investigation average roundtrip of 30 miles at \$0.37 per mile.
5. It is anticipated that the total costs will recur annually for the life of the rule, may vary with inflation, and is expected to increase at the rate projected by the Legislative Oversight Committee.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 3—Licensing of Physical Therapists and  
Physical Therapist Assistants**

**PROPOSED AMENDMENT**

**20 CSR 2150-3.203 Acceptable Continuing Education.** The board is proposing to add subsections (5)(M) and (5)(N).

*PURPOSE:* This amendment sets forth the requirements for licensed physical therapists and licensed physical therapists who act as clinical instructors for a student enrolled in a Commission on Accreditation in Physical Therapy Education accredited physical therapist or physical therapist assistant program.

(5) Acceptable continuing education is automatically approved if such course or activity is obtained as follows:

(M) All licensed physical therapists who act as a clinical instructor for a student enrolled in a Commission on Accreditation in Physical Therapy Education (CAPTE) accredited physical therapist or physical therapist assistant program or who supervise an American Physical Therapy Association approved physical therapist resident or fellow will be granted one (1) contact hour for every one hundred twenty (120) total hours of supervision. The maximum total of contact hours per reporting period shall be five (5). A certificate of completion of these hours from the academic institution or residency or fellowship program shall be the necessary documentation to submit proof.

(N) All licensed physical therapist assistants who act as a clinical instructor for a student enrolled in a CAPTE accredited physical therapist assistant program will be granted one (1) contact hour for every one hundred twenty (120) total hours of supervision. The maximum total of contact hours per reporting period shall be five (5). A certificate of completion of these hours from the academic institution shall be the necessary documentation to submit proof.

*AUTHORITY:* sections 334.125 and 334.507, RSMo 2000. This rule originally filed as 4 CSR 150-3.203. Original rule filed May 14, 1999, effective Dec. 30, 1999. For intervening history, please consult the Code of State Regulations. Amended: Filed Jan. 3, 2012.

*PUBLIC COST:* This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed amendment with the Board of Registration for the Healing Arts, PO Box 4, Jefferson City, MO 65102, by facsimile at (573) 751-3166, or via email at [healingarts@pr.mo.gov](mailto:healingarts@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts**

**Chapter 4—Licensing of Speech-Language Pathologists  
and Audiologists**

**PROPOSED AMENDMENT**

**20 CSR 2150-4.201 Supervision Requirements.** The board is proposing to amend section (3), delete section (4), renumber the remaining sections, and amend the new sections (4)–(8) and (11).

*PURPOSE:* This amendment will allow fewer restrictions for speech-language pathology assistant supervision in all employment settings, especially the schools.

(3) The supervising speech-language pathologist has the responsibility of ensuring and protecting the interests of all patients and/or clients **and/or students** at all times during which the assistant is practicing and/or interacting with patients and/or clients **and/or students**; this responsibility includes the supervisor's and the assistant's compliance with the ethical standards of practice as specified in rule 20 CSR 2150-4.080.

*[(4)]* The supervising speech-language pathologist shall ensure that the scope and intensity of the assistant's training encompasses all of the activities assigned to the assistant.]

*[(5)](4)* The supervising speech-language pathologist shall provide the assistant with information **in writing** specifying the assistant's role and function as well as specifying the role and function of the supervising speech-language pathologist. **Such information shall be maintained by the supervisor and assistant for a period of eight (8) years.**

*[(6)](5)* The supervising speech-language pathologist shall provide *[continuing opportunities to ensure]* **written direction for continuing education activities to ensure** that the speech-language pathology assistant's practices are current and skills are maintained. **Such information shall be maintained by the supervisor and assistant for a period of eight (8) years.**

*[(7)](6)* The supervising speech-language pathologist shall directly supervise the assistant's initial *[client]* contact **with each patient/client/student**. Thereafter, *[one out of every three sessions for each client shall be directly supervised]* **a minimum of one (1) hour per week of direct supervision shall be provided for each assistant supervised**. Direct supervision is defined as on-site **observation**, in view of the assistant and patient/client/student. If an alternative arrangement is necessary, the supervising speech-language pathologist must submit a proposed plan of supervision for the review of the advisory commission and board to determine if the supervision plan is acceptable. *[All other client contacts shall be indirectly supervised. Indirect methods of supervision such as audio or video tape recording, telephone communication, numerical data, or other means of reporting may be utilized.]* **Supervision shall be distributed across the patient/client/student caseload as appropriate to ensure adequate oversight.**

*[(8)](7)* The supervising speech-language pathologist must be available for the purpose of providing guidance and support to the assistant at all times, *[via]* **which can include but is not limited to**, telephone *[contact]*, facsimile, *[etc]* or other **electronic communication; face-to-face communication; or other appropriate communication means**. If the supervising speech-language pathologist is temporarily unavailable, a qualified speech-language pathologist alternate may be designated to meet this requirement. **Written communication shall be provided by the supervising speech-language pathologist to the assistant that identifies the alternate and the period of temporary supervision.**

*[(9)](8)* The supervising speech-language pathologist shall review and sign all patient/client/student documented progress notes written by the speech-language pathology assistant.

[(10)](9) The supervising speech-language pathologist shall assign and the assistant shall accept only those duties and responsibilities for which the assistant has been specifically trained and is qualified to perform, pursuant to the judgement of the supervising speech-language pathologist, and in compliance with the provisions of Chapter 345, RSMo.

[(11)](10) The speech-language pathology assistant shall maintain supervisory logs and the speech-language pathologist shall sign verifying the hours of supervision per month, such logs shall be made available to the board within thirty (30) days upon receipt of a request for such logs from the board.

[(12)](11) The maximum number of speech-language pathology assistants supervised by one [licensee] (1) **speech-language pathologist** shall not exceed [one (1)] **three (3) at one (1) time**.

*AUTHORITY: sections 345.015, 345.022, and 345.030, RSMo Supp. [2007] 2011. This rule originally filed as 4 CSR 150-4.201. Original rule filed July 31, 2000, effective Feb. 28, 2001. Moved to 20 CSR 2150-4.201, effective Aug. 28, 2006. Amended: Filed Dec. 14, 2007, effective June 30, 2008. Amended: Filed Jan. 3, 2012.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Board of Registration for the Healing Arts, PO Box 4, Jefferson City, MO 65102, by facsimile at (573) 751-3166, or via email at [healingarts@pr.mo.gov](mailto:healingarts@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2150—State Board of Registration for the  
Healing Arts  
Chapter 4—Licensing of Speech-Language Pathologists  
and Audiologists**

**PROPOSED AMENDMENT**

**20 CSR 2150-4.203 Scope of Practice.** The board is proposing to amend sections (2)–(4).

*PURPOSE: This amendment will allow fewer restrictions for speech-language pathology assistant practice in all employment settings, especially the schools.*

(2) At the initial contact with [the] **an adult patient [or] client or guardian/designated caregiver** the speech-language pathology assistant shall identify themselves as a speech-language pathology assistant and explain that they do not act independently but under the direction and supervision of a licensed speech-language pathologist. **For students eligible for special education services pursuant to section 162.700, RSMo, such identification shall be provided to parents/guardians and other participants in an individualized education program meeting.**

(3) The activities of a speech-language pathology assistant may include, but not be all inclusive of the following:

(C) Documenting patient [and/or] client/student progress toward meeting established objectives as specified in the treatment **or special education plan**, with documentation review by the supervising speech-language pathologist;

(D) Reporting changes in a patient's [and/or] client's/student's performance and progress to the supervising speech-language pathologist;

(E) Assisting the supervising speech-language pathologist during the assessment of a patient [and/or] client/student;

(H) Communicating with a patient [and/or] client/student, or a patient's [and/or] client's/student's family, staff, etc., regarding the patient [and/or] client/student status as directed by the supervising speech-language pathologist;

(J) Participating with the supervising speech-language pathologist in research projects, in-service training, public relation programs, or similar activities; **or**

(4) Speech-language pathology assistants shall not (this list is not intended to be all inclusive):—

[(A)] **Interpret screenings;**

[(B)](A) **Conduct and/or interpret evaluations;**

[(C)](B) **Make diagnostic statements or special education eligibility determinations;**

[(D)](C) **Determine case selections;**

[(E)](D) **Interpret observations and/or data;**

[(F)](E) **Refer a patient [and/or] client/student to other professionals, agencies, or individuals for services;**

[(G)](F) **Write, develop, or modify a patient's [and/or] client's/student's treatment or special education plan;**

[(H)](G) **Assist with the treatment of a patient [and/or] client/student without following an individualized treatment or special education plan prepared by the supervising speech-language pathologist;**

[(I)](H) **Discharge a patient [and/or] client/student from treatment;**

[(J)](I) **Provide therapeutic counseling to a patient [and/or] client/student and/or the patient's [and/or] client's/student's family;**

[(K)](J) **Perform any procedure for which the assistant is not qualified to perform, or has not been adequately trained to perform, or both;**

[(L)](K) **Disclose clinical or educational confidential information either orally or in writing to anyone not designated by the supervising speech-language pathologist;**

[(M)](L) **Present written reports to anyone other than the supervising speech-language pathologist, without the supervisor's signature and approval;**

[(N)](M) **Sign any formal documents without review, authorization and/or co-signature of the supervising speech-language pathologist;**

[(O)](N) **Use any title other than speech-language pathology assistant.**

*AUTHORITY: sections 345.015 and 345.030, RSMo Supp. [1999] 2011. This rule originally filed as 4 CSR 150-4.203. Original rule filed July 31, 2000, effective Feb. 28, 2001. Moved to 20 CSR 2150-4.203, effective Aug. 28, 2006. Amended: Filed Jan. 3, 2012.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Board of Registration for the Healing Arts, PO Box 4, Jefferson City, MO 65102, by facsimile at (573) 751-3166, or via email at [healingarts@pr.mo.gov](mailto:healingarts@pr.mo.gov). To be considered, comments must be received*

within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts  
Chapter 4—Licensing of Speech-Language Pathologists  
and Audiologists**

**PROPOSED AMENDMENT**

**20 CSR 2150-4.205 Procedural Process for Registration.** The board is proposing to amend section (2) and subsections (2)(A) and (2)(B), add paragraphs (2)(A)1.-3. and subsection (2)(C), and re-letter the remaining sections accordingly.

*PURPOSE:* This amendment will allow pre-service training programs at the universities to adjust their undergraduate programs to articulate with the credentialing requirement changes of SLP-A. This change will assist in the marketing of the credential as a career option.

(2) An application will not be considered as officially submitted unless completely filled out, properly attested, and the application fee has been received by the board. The application fee must be drawn on a United States bank. The following documents are necessary to be filed with the board in order to deem the application complete:

(A) Applicants must furnish official transcripts from one (1) or more accredited colleges or universities, confirming a bachelor's degree in speech-language pathology or equivalent. [Such transcripts shall evidence completion of the coursework and clinical practicum requirements equivalent to that required by the Council on Academic Accreditation of the American Speech-Language-Hearing Association.] Transcripts shall detail all coursework [and clinical practicum hours] and document the degree(s) awarded and area(s) of emphasis[;]. An equivalent degree is a bachelor's degree issued by a program as the prerequisite for entry into a master's degree program that meets the requirements of the council on academic accreditation of the American Speech-Language-Hearing Association or other bachelor's degree with—

1. At least twenty-one (21) semester hours in speech-language pathology and/or audiology that address the speech pathology content areas of anatomy and physiology, phonetics, speech-language development, speech-language disorders including both developmental and acquired, and clinical methods;

2. At least twenty-five (25) hours of documented clinical observation in the area of speech-language pathology; and

3. At least twenty-five (25) hours of documented clinical assisting or clinical practicum experience in the area of speech-language pathology;

(B) [Internationally trained applicants graduating from a college or university which is not approved and accredited by the American Speech-Language-Hearing Association shall be required to obtain a credential evaluation verifying that the applicant's professional degree is equivalent to a degree obtained by an institution approved and accredited by the American Speech-Language-Hearing Association. The credentialing evaluation service must be approved by the commission;] Applicants shall furnish documentation as specified by the commission to verify meeting the requirements of subsection (2)(A);

(C) Degrees and/or coursework received at foreign universities shall be acceptable only if such coursework and clinical

practicum hours are verified as meeting the requirements of subsection (2)(A). A credentialing service approved by the commission shall be used to determine if such degrees and/or coursework are equivalent;

[(C)](D) All applicants shall furnish a statement from a speech-language pathologist holding current unrestricted licensure to practice in the state of Missouri pursuant to section 345.015(10), RSMo, acknowledging acceptance of the legal and ethical responsibilities for supervising the applicant;

[(D)](E) Verification of licensure, registration, and/or certification to practice in other states or territories shall be submitted to the board directly from the issuing agency, documenting their record of the applicant, if applicable; and

[(E)](F) All applicants shall present with the application a recent, unmounted, identifiable photograph not larger than three and one-half inches by five inches (3 1/2" × 5") nor smaller than two inches by three inches (2" × 3").

*AUTHORITY:* sections 345.015, 345.030, and 345.050, RSMo Supp. [2006] 2011, and section 334.125 [and 345.030], RSMo 2000. This rule originally filed as 4 CSR 150-4.205. Original rule filed July 31, 2000, effective Feb. 28, 2001. Amended: Filed April 15, 2004, effective Oct. 30, 2004. Moved to 20 CSR 2150-4.205, effective Aug. 28, 2006. Amended: Filed July 11, 2007, effective Jan. 30, 2008. Amended: Filed Jan. 3, 2012.

*PUBLIC COST:* This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed amendment with the Board of Registration for the Healing Arts, PO Box 4, Jefferson City, MO 65102, by facsimile at (573) 751-3166, or via email at [healingarts@pr.mo.gov](mailto:healingarts@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2205—Missouri Board of Occupational Therapy  
Chapter 3—Licensure Requirements**

**PROPOSED AMENDMENT**

**20 CSR 2205-3.010 Application for Licensure as an Occupational Therapist.** The board is proposing to amend section (1).

*PURPOSE:* This amendment sets forth the fingerprinting requirements for applicants.

(1) Application for licensure shall be submitted on the forms provided by the board. A limited permit holder may submit an addendum to his/her original application on forms provided by the board. Forms may be obtained by contacting the Missouri Board of Occupational Therapy. All original applications shall include proof of submission of fingerprints to the Missouri State Highway Patrol's approved vendor for both a Missouri State Highway Patrol and Federal Bureau of Investigation fingerprint background check. Any fees due for fingerprint background checks shall be paid by the applicant directly to the Missouri State Highway Patrol or its approved vendor. If a background check for the purposes of obtaining a license through the board has been completed within

**the last six (6) months, then no additional background check needs to be completed.**

*AUTHORITY: section[s 324.050,] 324.056, [324.065, 324.068, 324.071,] RSMo 2000, and sections 43.543, 324.050, 324.065, 324.068, 324.071, and 324.086, RSMo Supp. [2001] 2011. This rule originally filed as 4 CSR 205-3.010. Original rule filed Aug. 4, 1998, effective Dec. 30, 1998. Amended: Filed Nov. 30, 2001, effective June 30, 2002. Moved to 20 CSR 2205-3.010, effective Aug. 28, 2006. Amended: Filed Jan. 3, 2012.*

*PUBLIC COST: This proposed amendment will cost state agencies or political subdivisions approximately one hundred eighty dollars to one hundred ninety-five dollars and eleven cents (\$180 to \$195.11) annually for the life of the rule and will increase revenue for the Missouri State Highway Patrol by approximately fifteen thousand six hundred sixty dollars (\$15,660) annually for the life of the rule. It is anticipated that the costs will recur for the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.*

*PRIVATE COST: This proposed amendment will cost private entities approximately fifteen thousand six hundred sixty dollars (\$15,660) annually for the life of the rule. It is anticipated that the costs will recur for the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Board of Occupational Therapy, PO Box 1335, Jefferson City, MO 65102, by facsimile at (573) 526-3489, or via email at ot@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

**PUBLIC FISCAL NOTE**

**I. RULE NUMBER**

**Title 20 - Department of Insurance, Financial Institutions and Professional Registration**  
**Division 2205 - Missouri Board of Occupational Therapy**  
**Chapter 3 - Licensure Requirements**  
**Proposed Amendment - 20 CSR 2205-3.010 Application for Licensure as an Occupational Therapist**  
 Prepared December 30, 2011 by the Division of Professional Registration

**II. SUMMARY OF FISCAL IMPACT**

Affected Agency or Political Subdivision	Estimated Increase in Revenue	
Missouri State Highway Patrol		\$15,660.00
	<b>Total Annual Increase in Revenue for the Life of the Rule</b>	<b>\$15,660.00</b>

Affected Agency or Political Subdivision	Estimated Cost of Compliance	
Missouri Board of Occupational Therapy		\$180.00 to \$195.11
	<b>Total Annual Cost of Compliance for the Life of the Rule</b>	<b>\$180.00 to \$195.11</b>

**III. WORKSHEET**

The Licensure Technician II provides technical support, processes applications for licensure, and responds to inquiries related to the licensure law and/or rules and regulations.

**Personal Service Dollars**

STAFF	ANNUAL SALARY RANGE	SALARY TO INCLUDE FRINGE BENEFIT	HOURLY SALARY	COST PER MINUTE	TIME PER APPLICATION	COST PER APPLICATION	NUMBER OF ITEMS	TOTAL COST
Licensure Technician II	\$24,576 to \$26,640	\$37,439 to \$40,583	\$18.00 to \$19.51	\$0.30 to \$0.33	2 minutes	\$0.60 to \$0.65	300 Applicants	\$180.00 to \$195.11
							<b>Total Personal Service Costs</b>	<b>\$180.00 to \$195.11</b>

**IV. ASSUMPTION**

- Employee's salaries were calculated using the annual salary multiplied by 52.34% for fringe benefits and then divided by 2080 hours per year to determine the hourly salary. The hourly salary was then divided by 60 minutes to determine the cost per minute. The cost per minute was then multiplied by the amount of time individual staff spent on the processing of applications or renewals. The total cost was based on the cost per application multiplied by the estimated number of applications.
- 
- It is anticipated that the total costs will recur for the life of the rule, may vary with inflation and are expected to increase at the rate projected by the Legislative Oversight Committee.

**NOTE:** The public fiscal note for this rule only reflects the cost for this particular process. However, the private entity fees are set at an amount to cover the total actual cost incurred by the office, which includes personal service, expense and equipment and transfers.

**PRIVATE ENTITY FISCAL NOTE**

**I. RULE NUMBER**

**Title 20 - Department of Insurance, Financial Institutions and Professional Registration**

**Division 2205 - Missouri Board of Occupational Therapy**

**Chapter 3 - Licensure Requirements**

**Proposed Amendment - 20 CSR 2205-3.010 Application for Licensure as an Occupational Therapist**

Prepared December 30, 2011 by the Division of Professional Registration

**II. SUMMARY OF FISCAL IMPACT**

**First Year of Implementation of Rule**

Estimate the number of entities by class which would likely be affected by the adoption of the proposed rule:	Classification by type of the business entities which would likely be affected:	Estimated cost of compliance with the rule by affected entities:
300	Applicants for Licensure as an Occupational Therapist (Background check @ \$52.50)	\$15,660
<b>Estimated Annual Cost of Compliance for the Life of the Rule</b>		<b>\$15,660</b>

**III. WORKSHEET**

See table above.

**IV. ASSUMPTION**

1. The above figures are based on FY11 projections.
2. The fee due for fingerprint background checks shall be paid by the applicant directly to the Missouri State Highway patrol or its approved vendor.
3. It is anticipated that the total cost will recur for the life of the rule, may vary with inflation and is expected to increase at the rate projected by the Legislative Oversight Committee.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2205—Missouri Board of Occupational Therapy  
Chapter 3—Licensure Requirements**

**PROPOSED AMENDMENT**

**20 CSR 2205-3.020 Application for Licensure as an Occupational Therapy Assistant.** The board is proposing to amend section (1).

*PURPOSE:* This amendment sets forth the fingerprinting requirements for applicants.

(1) Application for licensure shall be submitted on the forms provided by the board. A limited permit holder may submit an addendum to his/her original application on forms provided by the board. Forms may be obtained by contacting the Missouri Board of Occupational Therapy. **All original applications shall include proof of submission of fingerprints to the Missouri State Highway Patrol's approved vendor for both a Missouri State Highway Patrol and Federal Bureau of Investigation fingerprint background check. Any fees due for fingerprint background checks shall be paid by the applicant directly to the Missouri State Highway Patrol or its approved vendor. If a background check for the purposes of obtaining a license through the board has been completed within the last six (6) months, then no additional background check needs to be completed.**

*AUTHORITY:* section[s 324.050,] 324.056, [324.065, 324.068, 324.071,] RSMo 2000, and sections 43.543, 324.050, 324.065, 324.068, 324.071, and 324.086, RSMo Supp. [2001] 2011. This rule originally filed as 4 CSR 205-3.020. Original rule filed Aug. 4, 1998, effective Dec. 30, 1998. Amended: Filed Nov. 30, 2001, effective June 30, 2002. Moved to 20 CSR 2205-3.020, effective Aug. 28, 2006. Amended: Filed Jan. 3, 2012.

*PUBLIC COST:* This proposed amendment will cost state agencies or political subdivisions approximately one hundred eighty dollars to one hundred ninety-five dollars and eleven cents (\$180 to \$195.11) annually for the life of the rule and will increase revenue for the Missouri State Highway Patrol by approximately fifteen thousand six hundred sixty dollars (\$15,660) annually for the life of the rule. It is anticipated that the costs will recur for the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.

*PRIVATE COST:* This proposed amendment will cost private entities approximately fifteen thousand six hundred sixty dollars (\$15,660) annually for the life of the rule. It is anticipated that the costs will recur for the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed amendment with the Board of Occupational Therapy, PO Box 1335, Jefferson City, MO 65102, by facsimile at (573) 526-3489, or via email at ot@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

PUBLIC FISCAL NOTE

**I. RULE NUMBER**

**Title 20 - Department of Insurance, Financial Institutions and Professional Registration**

**Division 2205 - Missouri Board of Occupational Therapy**

**Chapter 3 - Licensure Requirements**

**Proposed Amendment - 20 CSR 2205-3.020 Application for Licensure as an Occupational Therapist Assistant**

Prepared December 30, 2011 by the Division of Professional Registration

**II. SUMMARY OF FISCAL IMPACT**

Affected Agency or Political Subdivision	Estimated Increase in Revenue
Missouri State Highway Patrol	\$15,660.00
	<b>Total Annual Increase in Revenue for the Life of the Rule</b> \$15,660.00

Affected Agency or Political Subdivision	Estimated Cost of Compliance
Missouri Board of Occupational Therapy	\$180.00 to \$195.11
	<b>Total Annual Cost of Compliance for the Life of the Rule</b> \$180.00 to \$195.11

**III. WORKSHEET**

The Licensure Technician II provides technical support, process applications for licensure, and responds to inquiries related to the licensure law and/or rules and regulations.

**Personal Service Dollars**

STAFF	ANNUAL SALARY RANGE	SALARY TO INCLUDE FRINGE BENEFIT	HOURLY SALARY	COST PER MINUTE	TIME PER APPLICATION	COST PER APPLICATION	NUMBER OF ITEMS	TOTAL COST
Licensure Technician II	\$24,576 to \$26,640	\$37,439 to \$40,583	\$18.00 to \$19.51	\$0.30 to \$0.33	2 minutes	\$0.60 to \$0.65	300 Applicants	\$180.00 to \$195.11
								<b>Total Personal Service Costs</b> \$180.00 to \$195.11

**IV. ASSUMPTION**

- Employee's salaries were calculated using the annual salary multiplied by 52.34% for fringe benefits and then divided by 2080 hours per year to determine the hourly salary. The hourly salary was then divided by 60 minutes to determine the cost per minute. The cost per minute was then multiplied by the amount of time individual staff spent on the processing of applications or renewals. The total cost was based on the cost per application multiplied by the estimated number of applications.
- 
- It is anticipated that the total costs will recur for the life of the rule, may vary with inflation and are expected to increase at the rate projected by the Legislative Oversight Committee.

NOTE: The public fiscal note for this rule only reflects the cost for this particular process. However, the private entity fees are set at an amount to cover the total actual cost incurred by the office, which includes personal service, expense and equipment and transfers.

**PRIVATE ENTITY FISCAL NOTE****I. RULE NUMBER****Title 20 - Department of Insurance, Financial Institutions and Professional Registration****Division 2205 - Missouri Board of Occupational Therapy****Chapter 3 - Licensure Requirements****Proposed Amendment - 20 CSR 2205-3.020 Application for Licensure as an Occupational Therapist Assistant**

Prepared December 30, 2011 by the Division of Professional Registration

**II. SUMMARY OF FISCAL IMPACT****First Year of Implementation of Rule**

Estimate the number of entities by class which would likely be affected by the adoption of the proposed rule:	Classification by type of the business entities which would likely be affected:	Estimated cost of compliance with the rule by affected entities:
300	Applicants for Licensure as an Occupational Therapist Assistant (Background check @ \$52.50)	\$15,660
	<b>Estimated Annual Cost of Compliance for the Life of the Rule</b>	<b>\$15,660</b>

**III. WORKSHEET**

See table above.

**IV. ASSUMPTION**

1. The above figures are based on FY11 projections.
2. The fee due for fingerprint background checks shall be paid by the applicant directly to the Missouri State Highway patrol or its approved vendor.
3. It is anticipated that the total cost will recur for the life of the rule, may vary with inflation and is expected to increase at the rate projected by the Legislative Oversight Committee.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2205—Missouri Board of Occupational Therapy  
Chapter 3—Licensure Requirements**

**PROPOSED AMENDMENT**

**20 CSR 2205-3.030 Application for Limited Permit.** The board is proposing to amend section (1).

*PURPOSE:* This amendment sets forth the fingerprinting requirements for applicants.

(1) Application for an occupational therapist limited permit and/or occupational therapy assistant limited permit shall be submitted on the forms provided by the board and may be obtained by contacting the Missouri Board of Occupational Therapy. **All original applications shall include proof of submission of fingerprints to the Missouri State Highway Patrol's approved vendor for both a Missouri State Highway Patrol and Federal Bureau of Investigation fingerprint background check. Any fees due for fingerprint background checks shall be paid by the applicant directly to the Missouri State Highway Patrol or its approved vendor.**

*AUTHORITY:* section[s] 324.050,] 324.056, [324.065, 324.068 and 324.077,] RSMo 2000, and sections 43.543, 324.050, 324.065, 324.068, 324.077, and 324.086, RSMo Supp. [2003] 2011. This rule originally filed as 4 CSR 205-3.030. Original rule filed Aug. 4, 1998, effective Dec. 30, 1998. Amended: Filed June 1, 2000, effective Nov. 30, 2000. Amended: Filed Oct. 30, 2002, effective April 30, 2003. Amended: Filed Dec. 15, 2003, effective June 30, 2004. Moved to 20 CSR 2205-3.030, effective Aug. 28, 2006. Amended: Filed Jan. 3, 2012.

*PUBLIC COST:* This proposed amendment will cost state agencies or political subdivisions approximately one hundred eighty dollars to one hundred ninety-five dollars and eleven cents (\$180 to 195.11) annually for the life of the rule and will increase revenue for the Missouri State Highway Patrol by approximately fifteen thousand six hundred sixty dollars (\$15,660) annually for the life of the rule. It is anticipated that the costs will recur for the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.

*PRIVATE COST:* This proposed amendment will cost private entities approximately fifteen thousand six hundred sixty dollars (\$15,660) annually for the life of the rule. It is anticipated that the costs will recur for the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed amendment with the Board of Occupational Therapy, PO Box 1335, Jefferson City, MO 65102, by facsimile at (573) 526-3489, or via email at ot@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

## PUBLIC FISCAL NOTE

## I. RULE NUMBER

Title 20 - Department of Insurance, Financial Institutions and Professional Registration

Division 2205 - Missouri Board of Occupational Therapy

Chapter 3 - Licensure Requirements

Proposed Amendment - 20 CSR 2205-3.030 Application for Limited Permit

Prepared December 30, 2011 by the Division of Professional Registration

## II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Increase in Revenue
Missouri State Highway Patrol	\$15,660.00
	<b>Total Annual Increase in Revenue for the Life of the Rule</b> \$15,660.00

Affected Agency or Political Subdivision	Estimated Cost of Compliance
Missouri Board of Occupational Therapy	\$180.00 to \$195.11
	<b>Total Annual Cost of Compliance for the Life of the Rule</b> \$180.00 to \$195.11

## III. WORKSHEET

The Licensure Technician II provides technical support, process applications for licensure, and responds to inquiries related to the licensure law and/or rules and regulations.

## Personal Service Dollars

STAFF	ANNUAL SALARY RANGE	SALARY TO INCLUDE FRINGE BENEFIT	HOURLY SALARY	COST PER MINUTE	TIME PER APPLICATION	COST PER APPLICATION	NUMBER OF ITEMS	TOTAL COST
Licensure Technician II	\$24,576 to \$26,640	\$37,439 to \$40,583	\$18.00 to \$19.51	\$0.30 to \$0.33	2 minutes	\$0.60 to \$0.65	300 Applicants	\$180.00 to \$195.11
								<b>Total Personal Service Costs</b> \$180.00 to \$195.11

## IV. ASSUMPTION

- Employee's salaries were calculated using the annual salary multiplied by 52.34% for fringe benefits and then divided by 2080 hours per year to determine the hourly salary. The hourly salary was then divided by 60 minutes to determine the cost per minute. The cost per minute was then multiplied by the amount of time individual staff spent on the processing of applications or renewals. The total cost was based on the cost per application multiplied by the estimated number of applications.
- 
- It is anticipated that the total costs will recur for the life of the rule, may vary with inflation and are expected to increase at the rate projected by the Legislative Oversight Committee.

NOTE: The public fiscal note for this rule only reflects the cost for this particular process. However, the private entity fees are set at an amount to cover the total actual cost incurred by the office, which includes personal service, expense and equipment and transfers.

**PRIVATE ENTITY FISCAL NOTE**

**I. RULE NUMBER**

**Title 20 - Department of Insurance, Financial Institutions and Professional Registration**  
**Division 2205 - Missouri Board of Occupational Therapy**  
**Chapter 3 - Licensure Requirements**  
**Proposed Amendment - 20 CSR 2205-3.030 Application for Limited Permit**  
 Prepared December 30, 2011 by the Division of Professional Registration

**II. SUMMARY OF FISCAL IMPACT**

**First Year of Implementation of Rule**

Estimate the number of entities by class which would likely be affected by the adoption of the proposed rule:	Classification by type of the business entities which would likely be affected:	Estimated cost of compliance with the rule by affected entities:
300	Applicants for Licensure as an Occupational Therapist Assistant (Background check @ \$52.50)	\$15,660
<b>Estimated Annual Cost of Compliance for the Life of the Rule</b>		<b>\$15,660</b>

**III. WORKSHEET**

See table above.

**IV. ASSUMPTION**

1. The above figures are based on FY11 projections.
2. The fee due for fingerprint background checks shall be paid by the applicant directly to the Missouri State Highway patrol or its approved vendor.
3. It is anticipated that the total costs will recur for the life of the rule, may vary with inflation and is expected to increase at the rate projected by the Legislative Oversight Committee.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2220—State Board of Pharmacy  
Chapter 2—General Rules**

**PROPOSED AMENDMENT**

**20 CSR 2220-2.145 Minimum Standards for Multi-Med Dispensing.** The board is proposing to amend section (2) of the rule.

*PURPOSE: This amendment will allow pharmacists to modify patient med paks in accordance with the prescriber's directions and to include single unit patient med paks under the provisions of the rule.*

(2) A patient med pak is a package prepared by a pharmacist for a specific patient comprising [a series of] **one (1) or more** containers and containing two (2) or more prescribed solid oral dosage forms. The patient med pak is so designed or each container is so labeled as to indicate the day and time, or period of time that the contents within each container are to be taken.

(H) Once a patient med pak has been delivered to an institution or to a patient it shall not be returned to the pharmacy[.], **unless the following requirements are met:**

**1. The med pak is returned to the pharmacy from which it was originally dispensed;**

**2. The med pak is modified/repackaged, per prescription order, for the same patient to whom it was originally dispensed;**

**3. The med pak is labeled in compliance with the requirements of this rule, provided the med pak shall retain the original beyond use date assigned to the med pak before modification/repackaging;**

**4. The med pak is assigned a new serial number;**

**5. The medications removed from the med pak are destroyed in compliance with state and federal law. In no event shall medication removed from a med pak be returned to stock/inventory or dispensed to another patient; and**

**6. Licensees shall comply with all applicable record-keeping requirements.**

(J) Except as otherwise allowed in subsection (H) of this section, once a drug has been commingled with other drugs in a med pak the drug may not be returned to stock, dispensed, or distributed except for destruction purposes.

*AUTHORITY: sections 338.010[,] and 338.140, RSMo [1994] Supp. 2011, and sections 338.059, RSMo [Supp. 1999] 2000. This rule originally filed as 4 CSR 220-2.145. Original rule filed March 15, 2000, effective Sept. 30, 2000. Moved to 20 CSR 2220-2.145, effective Aug. 28, 2006. Amended: Filed Jan. 3, 2012.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Pharmacy, PO Box 625, 3605 Missouri Boulevard, Jefferson City, MO 65102, by facsimile at (573) 526-3464, or via email at pharmacy@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2270—Missouri Veterinary Medical Board  
Chapter 1—General Rules**

**PROPOSED AMENDMENT**

**20 CSR 2270-1.021 Fees.** The board is proposing to remove paragraphs (1)(A)2. and (1)(B)2.-3., renumber the remaining paragraphs accordingly, and to amend paragraph (1)(C)4.

*PURPOSE: The board is proposing to remove the state board examination fee for veterinarians and veterinary technicians and the national examination fee for veterinary technicians due to the exams becoming computerized and the applicants paying the testing organizations directly.*

(1) The following fees are established by the Missouri Veterinary Medical Board:

(A) Veterinarians—

1. Registration Fee	\$ 50
[2.]2. State Board Examination Fee	\$ 100
[3.]2. Reciprocity Fee	\$ 150
[4.]3. Grade Transfer Fee	\$ 150
[5.]4. Faculty License Fee	\$ 200
[6.]5. Temporary or Provisional License Fee	\$ 25
A. Temporary or Provisional License Extension	\$ 10
[7.]6. Annual Renewal Fee—	
A. Active	\$ 50
B. Inactive	\$ 25
C. Faculty	\$ 50
[8.]7. Late Renewal Penalty Fee	\$ 100
[9.]8. Name Change Fee	\$ 15
[10.]9. Wall Hanging Replacement Fee	\$ 15

(B) Veterinary Technicians—

1. Registration Fee	\$ 50
[2.]2. State Board Examination Fee	\$ 30
3. National Examination Fee	\$ 200
[4.]2. Reciprocity Fee	\$ 50
[5.]3. Grade Transfer Fee	\$ 50
[6.]4. Provisional Registration Fee	\$ 50
[7.]5. Annual Renewal Fee—	
A. Active	\$ 20
B. Inactive	\$ 10
[8.]6. Late Renewal Penalty Fee	\$ 50
[9.]7. Name Change Fee	\$ 15
[10.]8. Wall Hanging Replacement Fee	\$ 15

(C) Facility Permit Fee—

1. Initial Application Fee	\$ 100
2. Change of Ownership Fee	\$ 100
3. Change of Physical Address Fee	\$ 100
4. Annual [Review] Renewal Fee	\$ 25
5. Change of Function Fee	\$ 25
6. Change of Facility Name Fee	\$ 25
7. Late Renewal Penalty Fee	\$ 50

*AUTHORITY: sections 340.210 and 340.232, RSMo 2000. This rule originally filed as 4 CSR 270-1.021. Original rule filed Nov. 4, 1992, effective July 8, 1993. For intervening history, please consult the Code of State Regulations. Amended: Filed Jan. 3, 2012.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Veterinary Medical Board, PO Box 633, Jefferson City, MO 65102, by facsimile at (573) 526-3856, or via email at [vets@pr.mo.gov](mailto:vets@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2270—Missouri Veterinary Medical Board  
Chapter 2—Licensure Requirements for Veterinarians**

**PROPOSED AMENDMENT**

**20 CSR 2270-2.031 Examinations.** The board is proposing to amend section (1); add section (2); renumber the remaining sections; and amend the new sections (3), (5), and (6).

*PURPOSE: This amendment will provide clarity to applicants that they must submit their application and fee to the Missouri Veterinary Medical Board and the National Board of Veterinary Medical Examiners (NBVME) and the fee for the Missouri State Board Examination before they will be approved to take the national and state examinations.*

(1) All applicants for licensure as veterinarians in Missouri shall take both—

(B) The Missouri State Board Examination.

1. The deadline for applying to take the Missouri State Board Examination shall be sixty (60) days prior to the scheduled date of examination.

(2) Applicants shall submit—

(A) The application for licensure and the registration fee to the Missouri Veterinary Medical Board;

(B) The NAVLE application and fee directly to the National Board of Veterinary Medical Examiners (NBVME); and

(C) The fee for the Missouri State Board Examination to the board's designated testing agency.

~~/(2)/(3)~~ (3) The passing score on the NAVLE shall be the minimum criterion referenced score as provided by the testing agency. The passing score on the Missouri State Board Examination shall be seventy percent (70%).

~~/(3)/(4)~~ (4) The requirements for transfer of the NAVLE scores are described under section 340.234, RSMo.

~~/(4)/(5)~~ (5) The NAVLE and the Missouri State Board Examinations will be administered at least once each year. Veterinary students within six (6) months of graduation may apply to take all of the required exams. However, no license will be issued until an official certified transcript verifying receipt of the degree in veterinary medicine is received by the board office sent by the degree-granting institution. It shall be the student's responsibility to arrange with the school or university for the transmitting of the official transcript to the board office.

~~/(5)/(6)~~ (6) All applicants for veterinary licensure in Missouri shall take the Missouri State Board Examination and may be requested to meet with the board. In order to qualify for licensure, a passing score on the Missouri State Board Examination must have been received within two (2) years of issuance of the license.

*AUTHORITY: section 340.210, RSMo 2000, and section 340.234, RSMo Supp. [2008] 2011. This rule originally filed as 4 CSR 270-2.031. Original rule filed Nov. 4, 1992, effective July 8, 1993. For intervening history, please consult the Code of State Regulations. Amended: Filed Jan. 3, 2011.*

*PUBLIC COST: This proposed amendment will result in a loss of revenue for state agencies or political subdivisions of approximately seven thousand nine hundred twenty dollars (\$7,920) annually for the life of the rule.*

*PRIVATE COST: This proposed amendment will save private entities approximately seven thousand nine hundred twenty dollars (\$7,920) annually for the life of the rule.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Veterinary Medical Board, PO Box 633, Jefferson City, MO 65102, by facsimile at (573) 526-3856, or via email at [vets@pr.mo.gov](mailto:vets@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

## PUBLIC FISCAL NOTE

**I. RULE NUMBER****Title 20 - Department of Insurance, Financial Institutions and Professional Registration****Division 2270 - Missouri Veterinary Medical Board****Chapter 2 - Licensure Requirements for Veterinarians****Proposed Amendment - 20 CSR 2270-2.031 Examinations**

Prepared December 30, 2011 by the Division of Professional Registration

**II. SUMMARY OF FISCAL IMPACT**

Affected Agency or Political Subdivision	Estimated Annual Decrease in Revenue	
Missouri Veterinary Medical Board	<b>\$7,920.00</b>	
	<b>Total Annual Decrease in Revenue for the Life of the Rule</b>	<b>\$7,920.00</b>

**III. WORKSHEET**

See Private Entity Fiscal Note

**IV. ASSUMPTION**

1. Currently, veterinary examination applicants pay fees for the Missouri State Board Examination directly to the Missouri Veterinary Medical Board. This is considered a pass through fee, as the board contracts with Applied Measurement Professionals (AMP) for services relating to the administration of the Missouri State Board Examination. The examination fees are set by the AMP for the Missouri State Board Examination. Examination fees will now be paid directly to AMP. Therefore, the board will receive less revenue.
2. It is anticipated that the total decrease in revenue will recur for the life of the rule, may vary with inflation and is expected to increase at the rate projected by the Legislative Oversight Committee.

**PRIVATE FISCAL NOTE**

**I. RULE NUMBER**

**Title 20 - Department of Insurance, Financial Institutions and Professional Registration**  
**Division 2270 - Missouri Veterinary Medical Board**  
**Chapter 2 - Licensure Requirements for Veterinarians**  
**Proposed Amendment - 20 CSR 2270-2.031 Examinations**  
 Prepared December 30, 2011 by the Division of Professional Registration

**II. SUMMARY OF FISCAL IMPACT**

Estimate the number of entities by class which would likely be affected by the adoption of the proposed amendment:	Classification by type of the business entities which would likely be affected:	Estimated cost savings of compliance with the amendment by affected entities:
176	Veterinarian Board Exam Fees (Board Examination Fee Decrease @ \$45.00)	\$7,920.00
	<b>Estimated Annual Cost Savings for the Life of the Rule</b>	<b>\$7,920.00</b>

**III. WORKSHEET**

See Table Above

**IV. ASSUMPTION**

1. The figures reported above are based on FY11 actuals.
2. The Missouri Veterinary Medical Board contracts with Applied Measurement Professionals (AMP) for services relating to the administration of the Missouri State Board Examination. The testing agency sets the fee for the examination and the board has no statutory authority to determine the amount of this fee. However, the board has historically collected the fee from the applicant and then has been obligated to pay the testing agency. As the testing agency has increased the fee for each examination, the board has been required to raise the exam fee by rule amendment or absorb the increased cost.
3. Fees charged by the board are set at an amount to cover the total costs incurred by the office, which include personal service, expense and equipment, and transfers. Currently, the fee charged by the board for the veterinary examination is higher than the fee charged by the testing agency. Therefore, exam applicants will save money by paying the fee directly to the testing agency.
4. It is anticipated that the total savings will recur for the life of the rule, may vary with inflation and are expected to increase/decrease at the rate projected by the Legislative Oversight Committee.

5. Expenses related to an individual's requirement to meet with the board is not calculated in this fiscal note due to various geographic locations of the individual and other variables such as hotel and meal expenses.

Note: The board is statutorily obligated to enforce and administer the provisions of chapter 340, RSMo. Pursuant to section 340.210, RSMo, the board shall by rule and regulation set the amount of fees authorized by chapter 340, RSMo so that the revenue produced is sufficient, but not excessive, to cover the cost and expense to the board for administering the provisions of chapter 340, RSMo.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2270—Missouri Veterinary Medical Board  
Chapter 2—Licensure Requirements for Veterinarians**

**PROPOSED AMENDMENT**

**20 CSR 2270-2.041 Reexamination.** The board is proposing to amend section (1), add section (2), and renumber the remaining section.

*PURPOSE: This amendment will provide clarity to applicants that they must submit their application and fee to the Missouri Veterinary Medical Board and the National Board of Veterinary Medical Examiners (NBVME) and the fee for the Missouri State Board Examination before they will be approved to retake the national and state examinations.*

(1) Any applicant who fails an examination for licensure as a veterinarian may be reexamined by making application to the board office and paying the appropriate nonrefundable examination fee and registration fee and provide two (2) additional photographs. The deadline for applying to retake the North American Veterinary Licensing Examination (NAVLE) shall be August 1 and January 3 prior to each test window and the Missouri State Board Examination shall be thirty (30) days prior to the scheduled examinations.

**(2) Applicants shall submit—**

**(A) The application for licensure and the registration fee to the Missouri Veterinary Medical Board;**

**(B) The NAVLE application and fee directly to the National Board of Veterinary Medical Examiners (NBVME); and**

**(C) The fee for the Missouri State Board Examination to the board's designated testing agency.**

*[(2)](3) Effective August 28, 1999, no person may take any examination more than four (4) times either in or out of Missouri to qualify for licensure in Missouri. Prior to making application for the fourth attempt at passage of the examination, the applicant shall schedule an appearance with the board to outline a continuing education program which shall be board approved and completed prior to filing an application for the subsequent examination.*

*AUTHORITY: sections 340.210 and 340.232, RSMo 2000. This rule originally filed as 4 CSR 270-2.041. Original rule file Nov. 4, 1992, effective July 8, 1993. For intervening history, please consult the Code of State Regulations. Amended: Filed Jan. 3, 2012.*

*PUBLIC COST: This proposed amendment will result in a loss of revenue for state agencies or political subdivisions of approximately forty-five dollars (\$45) annually for the life of the rule.*

*PRIVATE COST: This proposed amendment will save private entities approximately forty-five dollars (\$45) annually for the life of the rule.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Veterinary Medical Board, PO Box 633, Jefferson City, MO 65102, by facsimile at (573) 526-3856, or via email at vets@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

## PUBLIC FISCAL NOTE

**I. RULE NUMBER****Title 20 - Department of Insurance, Financial Institutions and Professional Registration****Division 2270 - Missouri Veterinary Medical Board****Chapter 2 - Licensure Requirements for Veterinarians****Proposed Amendment - 20 CSR 2270-2.041 Reexamination**

Prepared December 30, 2011 by the Division of Professional Registration

**II. SUMMARY OF FISCAL IMPACT**

Affected Agency or Political Subdivision	Estimated Annual Decrease in Revenue	
Missouri Veterinary Medical Board	<b>\$45.00</b>	
	<b>Total Annual Decrease in Revenue for the Life of the Rule</b>	<b>\$45.00</b>

**III. WORKSHEET**

See Private Entity Fiscal Note

**IV. ASSUMPTION**

1. Currently, veterinary re-examination applicants pay fees for the Missouri State Board Examination directly to the Missouri Veterinary Medical Board. This is considered a pass through fee, as the board contracts with Applied Measurement Professionals (AMP) for services relating to the administration of the Missouri State Board Examination. The re-examination fees are set by the AMP for the Missouri State Board Examination. Examination fees will now be paid directly to AMP. Therefore, the board will receive less revenue.
2. It is anticipated that the total decrease in revenue will recur for the life of the rule, may vary with inflation and is expected to increase at the rate projected by the Legislative Oversight Committee.

**PRIVATE FISCAL NOTE**

**I. RULE NUMBER**

**Title 20 - Department of Insurance, Financial Institutions and Professional Registration**

**Division 2270 - Missouri Veterinary Medical Board**

**Chapter 2 - Licensure Requirements for Veterinarians**

**Proposed Amendment - 20 CSR 2270-2.041 Reexaminations**

Prepared December 30, 2011 by the Division of Professional Registration

**II. SUMMARY OF FISCAL IMPACT**

Estimate the number of entities by class which would likely be affected by the adoption of the proposed amendment:	Classification by type of the business entities which would likely be affected:	Estimated cost savings of compliance with the amendment by affected entities:
1	Applicants for reexamination (Board Examination Fee Decrease @ \$45.00)	\$45.00
<b>Estimated Annual Cost Savings for the Life of the Rule</b>		<b>\$45.00</b>

**III. WORKSHEET**

See Table Above

**IV. ASSUMPTION**

1. The figures reported above are based on FY11 actuals.
2. The Missouri Veterinary Medical Board contracts with Applied Measurement Professionals (AMP) for services relating to the administration of the Missouri State Board Examination. The testing agency sets the fee for the reexamination and the board has no statutory authority to determine the amount of this fee. However, the board has historically collected the fee from the applicant and then has been obligated to pay the testing agency. As the testing agency has increased the fee for each examination, the board has been required to raise the reexamination fee by rule amendment or absorb the increased cost.
3. Fees charged by the board are set at an amount to cover the total costs incurred by the office, which include personal service, expense and equipment, and transfers. Currently, the fee charged by the board for the veterinary reexamination is higher than the fee charged by the testing agency. Therefore, reexamination applicants will save money by paying the fee directly to the testing agency.
4. It is anticipated that the total savings will recur for the life of the rule, may vary with inflation and are expected to increase/decrease at the rate projected by the Legislative Oversight Committee.
5. Only one time over the past few years has an individual had to meet with the board before they could take the examination for the fourth time, therefore, costs are not shown as a result of limited incidence.

Note: The board is statutorily obligated to enforce and administer the provisions of chapter 340, RSMo. Pursuant to section 340.210, RSMo, the board shall by rule and regulation set the amount of fees authorized by chapter 340, RSMo so that the revenue produced is sufficient, but not excessive, to cover the cost and expense to the board for administering the provisions of chapter 340, RSMo.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2270—Missouri Veterinary Medical Board  
Chapter 3—Registration Requirements for Veterinary  
Technicians**

**PROPOSED AMENDMENT**

**20 CSR 2270-3.020 Examinations.** The board is proposing to amend section (1), add section (2), renumber the remaining sections, and amend the new sections (3) and (4).

*PURPOSE:* This amendment establishes deadlines for the three (3) testing windows and clarifies that an applicant must submit an application to both the AAVSB and the Missouri Veterinary Medical Board before they will be approved to take the national and state examinations.

(1) All applicants for registration as a veterinary technician in Missouri shall take **both—**

(A) *[t]*The Veterinary Technician National Examination (VTNE).

**1. The deadline for applying to take the VTNE shall be fifteen (15) days prior to the date set by the American Association of Veterinary State Boards (AAVSB); and**

(B) *[t]*The Missouri State Board Examination.

**1. The deadline for applying to take the State Board *[e]*Examination*[/s]* shall be sixty (60) days prior to the scheduled *[administration]* date of the examination*[/s]*.**

(2) Applicants shall submit—

(A) The application for registration and fee to the Missouri Veterinary Medical Board;

(B) The VTNE application and fee directly to the American Association of Veterinary State Boards (AAVSB); and

(C) The fee for the Missouri State Board Examination to the board's designated testing agency.

*[(2)](3)* The passing score on the VTNE shall be the minimum criterion referenced score of four hundred twenty-five (425). The passing score shall be seventy percent (70%) correct on the Missouri State Board Examination for the issuance of a registration in this state.

*[(3)](4)* The VTNE and the Missouri State Board Examination shall be administered at least once each year.

*[(4)](5)* Effective December 31, 2010, an applicant may apply for the examinations during his/her final semester of college, however, to be eligible to sit for the VTNE, the applicant must provide official documentation from the college verifying to the board that the applicant has graduated. However, no certificate of registration will be issued until an official transcript verifying receipt of the degree is received by the board office sent directly by the degree-granting institution. It shall be the applicant's responsibility to arrange with the school or college for the transmitting of the official transcript to the board office.

*[(5)](6)* Any applicant who fails either of the required examinations for registration as a veterinary technician may retake the failed examination(s) by notifying the board office and paying the appropriate nonrefundable examination fee and registration fee no less than sixty (60) days prior to the scheduled examination. Test scores are valid and will be accepted by the board for a period not to exceed five (5) years.

*[(6)](7)* Effective August 28, 1999, no person may take either examination more than four (4) times either in or out of Missouri to qual-

ify for registration in Missouri. Prior to making application for the fourth attempt at passage of an examination, the applicant shall schedule an appearance with the board to outline a continuing education program, which shall be board approved and completed prior to filing application for the subsequent examination.

*AUTHORITY:* sections 340.210, 340.300, 340.302, and 340.308, RSMo 2000. This rule originally filed as 4 CSR 270-3.020. Original rule filed Nov. 4, 1992, effective July 8, 1993. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Jan. 3, 2012.

*PUBLIC COST:* This proposed amendment will result in a loss of revenue for state agencies or political subdivisions of approximately five thousand six hundred seventy-five dollars (\$5,675) annually for the life of the rule.

*PRIVATE COST:* This proposed amendment will cost private entities approximately five thousand six hundred seventy-five dollars (\$5,675) annually for the life of the rule.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed amendment with the Veterinary Medical Board, PO Box 633, Jefferson City, MO 65102, by facsimile at (573) 526-3856, or via email at [vets@pr.mo.gov](mailto:vets@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

## PUBLIC FISCAL NOTE

**I. RULE NUMBER****Title 20 - Department of Insurance, Financial Institutions and Professional Registration****Division 2270 - Missouri Veterinary Medical Board****Chapter 3 - Registration Requirements for Veterinary Technicians****Proposed Amendment - 20 CSR 2270-3.020 Examinations**

Prepared December 30, 2011 by the Division of Professional Registration

**II. SUMMARY OF FISCAL IMPACT**

Affected Agency or Political Subdivision	Estimated Annual Increase in Revenue	
Missouri Veterinary Medical Board	<b>\$5,675.00</b>	
	<b>Total Annual Cost of Compliance for the Life of the Rule</b>	<b>\$5,675.00</b>

**III. WORKSHEET**

See Private Entity Fiscal Note

**IV. ASSUMPTION**

1. Currently, veterinary technician examination applicants pay fees for the Missouri State Board Examination and the national examination directly to the Missouri Veterinary Medical Board. This is considered a pass through fee, as the board contracts with Applied Measurement Professionals (AMP) for services relating to the administration of the Missouri State Board Examination and the American Association of Veterinary State Boards (AAVSB) for services relating to the administration of the Veterinary Technician National Examination (VTNE). The examination fees are set by the AMP for the Missouri State Board Examination and the AAVSB for the national examination. Examination fees will now be paid directly to AMP and AAVSB. Therefore, the board will receive less revenue.
2. It is anticipated that the total decrease in revenue will recur for the life of the rule, may vary with inflation and is expected to increase at the rate projected by the Legislative Oversight Committee.

**PRIVATE FISCAL NOTE**

**I. RULE NUMBER**

**Title 20 - Department of Insurance, Financial Institutions and Professional Registration**  
**Division 2270 - Missouri Veterinary Medical Board**  
**Chapter 3 - Registration Requirements for Veterinary Technicians**  
**Proposed Amendment - 20 CSR 2270-3.020 Examinations**  
 Prepared December 30, 2011 by the Division of Professional Registration

**II. SUMMARY OF FISCAL IMPACT**

Estimate the number of entities by class which would likely be affected by the adoption of the proposed amendment:	Classification by type of the business entities which would likely be affected:	Estimated cost savings of compliance with the amendment by affected entities:
226	Veterinary Technician Applicants for Examination (Board Examination Fee Decrease @ \$45.00)	\$5,650.00
1	Veterinary Technician Applicants for Re-examination (Board Examination Fee Increase @ \$25.00)	\$25.00
<b>Estimated Annual Cost of Compliance for the Life of the Rule</b>		<b>\$5,675.00</b>

**III. WORKSHEET**

See Table Above

**IV. ASSUMPTION**

1. The figures reported above are based on FY11 actuals.
2. Currently, veterinary technician examination applicants pay fees for the Missouri State Board Examination and the national examination directly to the Missouri Veterinary Medical Board. This is considered a pass through fee, as the board contracts with Applied Measurement Professionals (AMP) for services relating to the administration of the Missouri State Board Examinations and the American Association of Veterinary State Boards (AAVSB) for services relating to the administration of the Veterinary Technician National Examination (VTNE). The examination fees are set by the AMP for the Missouri State Board Examination and the AAVSB for the national examination. Examination fees will now be paid directly to AMP and AAVSB. Applicants wishing to take the veterinary technician examinations will now have to pay an additionally \$25.00 as a result of VTNE's examination fee increase.
3. It is anticipated that the total cost will recur for the life of the rule, may vary with inflation and is expected to increase/decrease at the rate projected by the Legislative Oversight Committee.

4. Only one time over the past few years has an individual had to meet with the board before they could take the examination for the fourth time, therefore, costs are not shown as a result of limited incidence.

Note: The board is statutorily obligated to enforce and administer the provisions of Chapter 340 RSMo. Pursuant to Section 340.210, RSMo, the board shall by rule and regulation set the amount of fees authorized by Chapter 340, RSMo so that the revenue produced is sufficient, but not excessive, to cover the cost and expense to the board for administering the provisions of Chapter 340, RSMo.