Emergency Rules

Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION
Division 2233—State Committee of Marital and Family Therapists
Chapter 1—General Rules

EMERGENCY AMENDMENT

20 CSR 2233-1.040 Fees. The committee is amending subsection (1)(C).

PURPOSE: This emergency amendment is increasing the biennial renewal fee based on the state committee's five- (5-) year projections and due to the passage of House Bill 12 in 2017.

EMERGENCY STATEMENT: The State Committee of Marital and Family Therapists is statutorily obligated to set all fees, by regulation, necessary to administer the provisions of sections 337.700 to 337.739, RSMo. Pursuant to section 337.712, RSMo, the state committee shall, by regulation, set the amount of fees authorized by sections 337.700 to 337.739, RSMo, to produce revenue which shall not substantially exceed the cost and expense of administering the provisions of sections 337.700 to 337.739. On May 4, 2017, House Bill 12 (HB 12) was truly agreed to and finally passed. On May 22, 2017, the bill was delivered to the governor. House Bill 12 is the budget bill for statewide elected officials, the Judiciary, Office of the State Public Defender, and the General Assembly. HB 12 contains a twenty-five thousand dollar ($25,000) appropriation to be paid from the marital and family therapist fund in fiscal year 2018, for an actuarial analysis of the cost impact to MO HealthNet if the state required the MO HealthNet Division to reimburse marital and family therapist services provided to MO HealthNet participants. In order for the state committee to pay the cost of administering the licensure law and the twenty-five thousand dollar ($25,000) appropriation mandated by the Missouri legislature, a fee increase is required. Therefore, the state committee is proposing to increase the biennial renewal fee from one hundred twenty-five dollars ($125) to two hundred fifty dollars ($250).

The marital and family therapist license expires on February 28, 2018. The renewal notice for marital and family therapists will be mailed December 1, 2017 and any marital and family therapist renewing a license beginning December, 2017 will be assessed the increased renewal fee. Without this emergency amendment, the increased fee requirement will not be effective in time for the renewal notice and the state committee will not collect the revenue required to administer the statute.

*The scope of the emergency amendment is limited to the circumstances creating the emergency and complies with the protections extended in the **Missouri** and **United States Constitutions**. In developing this emergency amendment, the state committee discussed the fee increase during its June 5, 2017 open meeting after posting proper public notice. The state committee received notification of a twenty-five thousand dollar ($25,000) appropriation, contained within House Bill 12, for an actuarial analysis to be paid from marital and family therapist fund in fiscal year 2018. The state committee believes this emergency amendment to be fair to all interested persons and parties under the circumstances. This emergency amendment was filed June 28, 2017, becomes effective August 1, 2017, and expires February 22, 2018.*

(1) The following fees are established by the Division of Professional Registration and are payable in the form of a cashier's check, personal check, or money order:

(C) Biennial License Renewal Fee *[$125.00]* **$250.00**
and in addition—

1. One day to sixty (1–60) days late (an additional) $ 75.00
2. Sixty-one (61) days to two (2) years late (an additional) $100.00

*AUTHORITY: sections 337.712 and 337.727, RSMo [Supp. 2011] **2016**. This rule originally filed as 4 CSR 233-1.040. Original rule filed Dec. 31, 1997, effective July 30, 1998. For intervening history, please consult the **Code of State Regulations**. Emergency amendment filed June 28, 2017, effective Aug. 1, 2017, expires Feb. 22, 2018. An emergency amendment and a proposed amendment covering this same material will be published in the August 1, 2017, issue of the **Missouri Register**.*