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SALUS POPULI SUPREMA LEX ESTO

“The welfare of the people shall be the supreme law.”



JOHN R. ASHCROFT
SECRETARY OF STATE

MISSOURI
REGISTER

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Register Filing Deadlines	Register Publication Date	Code Publication Date	Code Effective Date
January 2, 2020 January 15, 2020	February 3, 2020 February 18, 2020	February 29, 2020 February 29, 2020	March 30, 2020 March 30, 2020
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July 1, 2020 July 15, 2020	August 3, 2020 August 17, 2020	August 30, 2020 August 30, 2020	September 30, 2020 September 30, 2020

Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please check out the website at sos.mo.gov/adrules/pubsched.

HOW TO CITE RULES AND RSMO

RULES

The rules are codified in the *Code of State Regulations* in this system–

Title		Division	Chapter	Rule
3	CSR	10-	4	.115
Department	<i>Code of State Regulations</i>	Agency Division	General area regulated	Specific area regulated

and should be cited in this manner: 3 CSR 10-4.115.

Each department of state government is assigned a title. Each agency or division in the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraphs 1., subparagraphs A., parts (I), subparts (a), items I. and subitems a.

The rule is properly cited by using the full citation, for example, 3 CSR 10-4.115 NOT Rule 10-4.115.

Citations of RSMo are to the *Missouri Revised Statutes* as of the date indicated.

Code and Register on the Internet

The *Code of State Regulations* and *Missouri Register* are available on the Internet.

The *Code* address is sos.mo.gov/adrules/csr/csr

The *Register* address is sos.mo.gov/adrules/moreg/moreg

These websites contain rulemakings and regulations as they appear in the *Code* and *Registers*.

Rules appearing under this heading are filed under the authority granted by section 536.025, RSMo. An emergency rule may be adopted by an agency if the agency finds that an immediate danger to the public health, safety, or welfare, or a compelling governmental interest requires emergency action; follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances; follows procedures which comply with the protections extended by the *Missouri* and the *United States Constitutions*; limits the scope of such rule to the circumstances creating an emergency and requiring emergency procedure, and at the time of or prior to the adoption of such rule files with the secretary of state the text of the rule together with the specific facts, reasons, and findings which support its conclusion that there is an immediate danger to the public health, safety, or welfare which can be met only through the adoption of such rule and its reasons for concluding that the procedure employed is fair to all interested persons and parties under the circumstances.

Rules filed as emergency rules may be effective not less than ten (10) business days after filing or at such later date as may be specified in the rule and may be terminated at any time by the state agency by filing an order with the secretary of state fixing the date of such termination, which order shall be published by the secretary of state in the *Missouri Register* as soon as practicable.

All emergency rules must state the period during which they are in effect, and in no case can they be in effect more than one hundred eighty (180) calendar days or thirty (30) legislative days, whichever period is longer. Emergency rules are not renewable, although an agency may at any time adopt an identical rule under the normal rulemaking procedures.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 17—Industrial Hemp**

**ORDER TERMINATING EMERGENCY
AMENDMENT**

By the authority vested in the Missouri Department of Agriculture under section 195.773, RSMo Supp. 2019, the Missouri Department of Agriculture hereby terminates an emergency amendment effective May 30, 2020, as follows:

2 CSR 70-17.010 Definitions is **terminated**.

A notice of emergency rulemaking containing the text of the emergency amendment was published in the *Missouri Register* on February 3, 2020 (45 MoReg 185-187).

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 17—Industrial Hemp**

**ORDER FOR TERMINATING EMERGENCY
AMENDMENT**

By the authority vested in the Missouri Department of Agriculture under section 195.773, RSMo Supp. 2019, the Missouri Department

of Agriculture hereby terminates an emergency amendment effective May 30, 2020, as follows:

2 CSR 70-17.020 Registration and Permit Application Requirements is **terminated**.

A notice of emergency rulemaking containing the text of the emergency amendment was published in the *Missouri Register* on February 3, 2020 (45 MoReg 187-189).

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 17—Industrial Hemp**

**ORDER FOR TERMINATING EMERGENCY
AMENDMENT**

By the authority vested in the Missouri Department of Agriculture under section 195.773, RSMo Supp. 2019, the Missouri Department of Agriculture hereby terminates an emergency amendment effective May 30, 2020, as follows:

2 CSR 70-17.030 State and Federal Fingerprint Criminal History Background Check Requirements is **terminated**.

A notice of emergency rulemaking containing the text of the emergency amendment was published in the *Missouri Register* on February 3, 2020 (45 MoReg 189).

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 17—Industrial Hemp**

**ORDER FOR TERMINATING EMERGENCY
RESCISSION**

By the authority vested in the Missouri Department of Agriculture under section 195.773, RSMo Supp. 2019, the Missouri Department of Agriculture hereby terminates an emergency rescission effective May 30, 2020, as follows:

2 CSR 70-17.040 Industrial Hemp Pilot Program Grower and Handler Registration Agreement is **terminated**.

A notice of emergency rulemaking containing the text of the emergency rescission was published in the *Missouri Register* on February 3, 2020 (45 MoReg 189-190).

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 17—Industrial Hemp**

**ORDER FOR TERMINATING EMERGENCY
AMENDMENT**

By the authority vested in the Missouri Department of Agriculture under section 195.773, RSMo Supp. 2019, the Missouri Department of Agriculture hereby terminates an emergency amendment effective May 30, 2020, as follows:

2 CSR 70-17.050 General Provisions for Registered Producers and Agricultural Hemp Propagule and Seed Permit Holders is **terminated**.

A notice of emergency rulemaking containing the text of the emergency amendment was published in the *Missouri Register* on February 3, 2020 (45 MoReg 190-191).

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 17—Industrial Hemp**

**ORDER FOR TERMINATING EMERGENCY
RESCISSION**

By the authority vested in the Missouri Department of Agriculture under section 195.773, RSMo Supp. 2019, the Missouri Department of Agriculture hereby terminates an emergency rescission effective May 30, 2020, as follows:

2 CSR 70-17.060 Modification of Grower and Handler Applications and Fees **is terminated**.

A notice of emergency rulemaking containing the text of the emergency rescission was published in the *Missouri Register* on February 3, 2020 (45 MoReg 191).

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 17—Industrial Hemp**

**ORDER FOR TERMINATING EMERGENCY
AMENDMENT**

By the authority vested in the Missouri Department of Agriculture under section 195.773, RSMo Supp. 2019, the Missouri Department of Agriculture hereby terminates an emergency amendment effective May 30, 2020, as follows:

2 CSR 70-17.070 Industrial Hemp Program Fees **is terminated**.

A notice of emergency rulemaking containing the text of the emergency amendment was published in the *Missouri Register* on February 3, 2020 (45 MoReg 191-194).

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 17—Industrial Hemp**

**ORDER FOR TERMINATING EMERGENCY
AMENDMENT**

By the authority vested in the Missouri Department of Agriculture under section 195.773, RSMo Supp. 2019, the Missouri Department of Agriculture hereby terminates an emergency amendment effective May 30, 2020, as follows:

2 CSR 70-17.080 Site Access for Missouri Department of Agriculture (MDA) and Law Enforcement Inspection **is terminated**.

A notice of emergency rulemaking containing the text of the emergency amendment was published in the *Missouri Register* on February 3, 2020 (45 MoReg 195).

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 17—Industrial Hemp**

**ORDER FOR TERMINATING EMERGENCY
RESCISSION**

By the authority vested in the Missouri Department of Agriculture under section 195.773, RSMo Supp. 2019, the Missouri Department of Agriculture hereby terminates an emergency rescission effective May 30, 2020, as follows:

2 CSR 70-17.090 Inspection of Site, Crop, and Sampling Requirements for Laboratory Analysis (Responsibilities of Registered Grower and Handler) **is terminated**.

A notice of emergency rulemaking containing the text of the emergency rescission was published in the *Missouri Register* on February 3, 2020 (45 MoReg 195-196).

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 17—Industrial Hemp**

**ORDER FOR TERMINATING EMERGENCY
AMENDMENT**

By the authority vested in the Missouri Department of Agriculture under section 195.773, RSMo Supp. 2019, the Missouri Department of Agriculture hereby terminates an emergency amendment effective May 30, 2020, as follows:

2 CSR 70-17.100 Sampling Requirements and Results of Analysis **is terminated**.

A notice of emergency rulemaking containing the text of the emergency amendment was published in the *Missouri Register* on February 3, 2020 (45 MoReg 196-198).

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 17—Industrial Hemp**

**ORDER FOR TERMINATING EMERGENCY
AMENDMENT**

By the authority vested in the Missouri Department of Agriculture under section 195.773, RSMo Supp. 2019, the Missouri Department of Agriculture hereby terminates an emergency amendment effective May 30, 2020, as follows:

2 CSR 70-17.110 Industrial Hemp Plant Monitoring System Requirements **is terminated**.

A notice of emergency rulemaking containing the text of the emergency amendment was published in the *Missouri Register* on February 3, 2020 (45 MoReg 199-200).

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 17—Industrial Hemp**

**ORDER FOR TERMINATING EMERGENCY
AMENDMENT**

By the authority vested in the Missouri Department of Agriculture

under section 195.773, RSMo Supp. 2019, the Missouri Department of Agriculture hereby terminates an emergency amendment effective May 30, 2020, as follows:

2 CSR 70-17.120 Revocation of Registration or Permit is terminated.

A notice of emergency rulemaking containing the text of the emergency amendment was published in the *Missouri Register* on February 3, 2020 (45 MoReg 200-201).

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 17—Industrial Hemp**

ORDER FOR TERMINATING EMERGENCY RULE

By the authority vested in the Missouri Department of Agriculture under section 195.773, RSMo Supp. 2019, the Missouri Department of Agriculture hereby terminates an emergency rule effective May 30, 2020, as follows:

2 CSR 70-17.130 Agricultural Hemp Seed Requirements is terminated.

A notice of emergency rulemaking containing the text of the emergency rule was published in the *Missouri Register* on February 3, 2020 (45 MoReg 201-202).

**Title 8—DEPARTMENT OF LABOR AND
INDUSTRIAL RELATIONS
Division 50—Division of Workers' Compensation
Chapter 5—Determination of Disability**

EMERGENCY RULE

8 CSR 50-5.005 Presumption of Occupational Disease for First Responders

PURPOSE: This emergency rule implements changes to the Missouri Workers' Compensation Law effected by the Governor's Executive Order 20-02 and Executive Order 20-04 and pursuant to the Governor's emergency powers under Chapter 44, RSMo.

EMERGENCY STATEMENT: This emergency rule incorporates and implements changes to the Missouri Workers' Compensation Law effected by the Governor's Executive Order 20-02 and Executive Order 20-04 pursuant to the Governor's emergency powers under Chapter 44, RSMo. Section 44.100, RSMo, provides that during a state of emergency, the Governor is authorized to "perform and exercise such other functions, powers and duties as may be necessary to promote and secure the safety and protection of the civilian population." Emergency enactment of this rule is necessary to preserve the compelling governmental interest of protecting the health and welfare of First Responders during a time of declared state and national emergency relating to the COVID-19 pandemic.

This emergency rule creates a presumption that First Responders infected by or quarantined due to COVID-19 are deemed to have contracted a contagious or communicable occupational disease arising out of and in the course of the performance of their employment.

Emergency enactment of the rule will also assist the Missouri State Department of Health and Senior Services in performing their critical duties of providing for the health and welfare of Missouri citizens.

The scope of this emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the Missouri and United States Constitutions. The Missouri Division

of Workers' Compensation believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed April 8, 2020, becomes effective April 22, 2020, and expires February 1, 2021.

(1) A First Responder, defined as a law enforcement officer, firefighter or an emergency medical technician (EMT), as such occupations are defined in Section 287.243, who has contracted or is quarantined for COVID-19, is presumed to have an occupational disease arising out of and in the course of their employment. Such presumption shall include situations where the First Responder is quarantined at the direction of the employer due to suspected COVID-19 exposure, or the display of any COVID-19 symptoms, or receives a presumptive positive COVID-19 test, or receives a COVID-19 diagnosis from a physician, or receives a laboratory-confirmed COVID-19 diagnosis.

(2) The presumption set forth in section (1) shall retroactively apply to all First Responders who otherwise meet the requirements set forth in this emergency rule.

(3) A First Responder is not entitled to the presumption in section (1) if a subsequent medical determination establishes by clear and convincing evidence that the First Responder did not actually have COVID-19, or contracted or was quarantined for COVID-19 resulting from exposure that was not related to the First Responder's employment.

(4) The provisions of this emergency rule shall cease to be in effect at the expiration of the state of emergency declared in Executive Order 20-02 or any successor executive order extending the state of emergency, whichever occurs later, or upon the expiration of this emergency rule as set forth in Chapter 536.

AUTHORITY: section 287.650, RSMo 2016. Emergency rule filed April 8, 2020, effective April 22, 2020, expires Feb. 1, 2021.

PUBLIC COST: Due to the state of emergency caused by the COVID-19 pandemic and the impossibility of predicting the viral infection rates, the potential long-term health effects and the fatality rates of First Responders, the fiscal impact of this emergency rule is unknown.

PRIVATE COST: The overwhelming majority, if not all, of the First Responders covered by this emergency rule are employees of state or local governments. Due to the state of emergency caused by the COVID-19 pandemic and the impossibility of predicting the viral infection rates, the potential long-term health effects and the fatality rates of First Responders, the fiscal impact of this emergency rule is unknown.

**FISCAL NOTE
PUBLIC COST**

I. Department Title: Title 8 – DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS

Division Title: Division 50 – DIVISION OF WORKERS’ COMPENSATION

Chapter Title: Chapter 5 – DETERMINATION OF DISABILITY

Rule Number and Name:	8 CSR 50-5.005 Presumption of Occupational Disease for First Responders
Type of Rulemaking:	Emergency

II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
Political subdivisions providing workers’ compensation for first responders as defined in the emergency rule.	Due to the state of emergency caused by the COVID-19 pandemic and the impossibility of predicting the viral infection rates, the potential long-term health effects and the fatality rates of First Responders, the fiscal impact of this emergency rule is unknown.

III. WORKSHEET

- See below.

IV. ASSUMPTIONS

- **PUBLIC COST:** Due to the state of emergency caused by the COVID-19 pandemic and the impossibility of predicting the viral infection rates, the potential long-term health effects and the fatality rates of First Responders, the fiscal impact of this emergency rule is unknown.
- **PRIVATE COST:** The overwhelming majority, if not all, of the First Responders covered by this emergency rule are employees of state or local governments. Due to the state of emergency caused by the COVID-19 pandemic and the impossibility of predicting the viral infection rates, the potential long-term health effects and the fatality rates of First Responders, the fiscal impact of this emergency rule is unknown.

**FISCAL NOTE
PRIVATE COST**

- I. Department Title: Title 8 – DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
Division Title: Division 50 – DIVISION OF WORKERS’ COMPENSATION
Chapter Title: Chapter 5 – DETERMINATION OF DISABILITY**

Rule Number and Title:	8 CSR 50-5.005 Presumption of Occupational Disease for First Responders
Type of Rulemaking:	Emergency

II. SUMMARY OF FISCAL IMPACT

Estimate of the number of entities by class which would likely be affected by the adoption of the rule:	Classification by types of the business entities which would likely be affected:	Estimate in the aggregate as to the cost of compliance with the rule by the affected entities:
Any private entity made up of first responders as defined in the emergency rule.	Any private entity made up of first responders as defined in the emergency rule.	Due to the state of emergency caused by the COVID-19 pandemic and the difficulty of predicting the infection rates, the potential long-term health effects and the fatality rates of First Responders, the fiscal impact of this emergency rule is unknown.

III. WORKSHEET

- See below

IV. ASSUMPTIONS

- The overwhelming majority, of the First Responders covered by this emergency rule are employees of state or local governments. Due to the state of emergency caused by the COVID-19 pandemic and the difficulty of predicting the infection rates, the potential long-term health effects and the fatality rates of First Responders, the fiscal impact of this emergency rule is unknown.

The Secretary of State shall publish all executive orders beginning January 1, 2003, pursuant to section 536.035.2, RSMo.

**EXECUTIVE ORDER
20-07**

WHEREAS, on March 13, 2020, Executive Order 20-02 invoked the provisions of sections 44.100 and 44.110, RSMo, and declared a state of emergency that exists in the State of Missouri due to the spread of COVID-19; and

WHEREAS, I have been advised by the Missouri Department of Health and Senior Services and the State Emergency Management Agency that there have been confirmed cases of COVID-19 in this state; and

WHEREAS, COVID-19 can result in mild or severe symptoms, is highly contagious, and is spread through close contact between persons and respiratory transmission; and

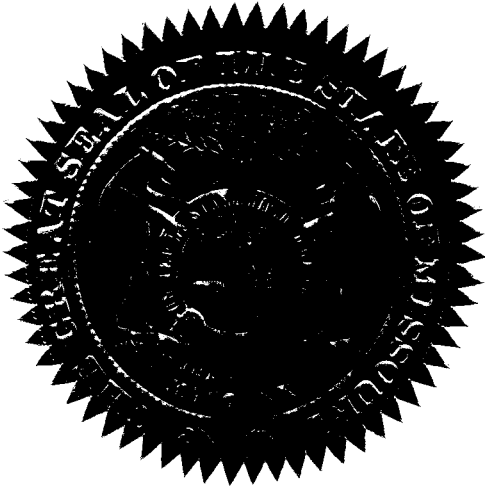
WHEREAS, COVID-19 poses a serious health risk for Missouri residents and visitors; and

WHEREAS, the spread of COVID-19 and identification of additional cases in Missouri is likely to continue, and steps should be taken to prevent a substantial risk to public health and safety; and

WHEREAS, subsection 4 of section 571.104, RSMo, requires individuals with concealed carry permit holders renew permits with their local Sheriff's Department or face penalties; and

WHEREAS, a reduction in person to person contact in public settings is necessary to combat the spread of COVID-19;

NOW, THEREFORE, I MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including section 44.100, RSMo, hereby order that all penalties enumerated in section 571.104.4, RSMo, for late renewal applications for concealed carry permits are hereby waived for sixty days from the date of this order.



IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 2nd day of April, 2020.

MICHAEL L. PARSON

GOVERNOR

ATTEST:

JOHN R. ASHCROFT

SECRETARY OF STATE

EXECUTIVE ORDER
20-08

WHEREAS, on March 13, 2020, Executive Order 20-02 invoked the provisions of sections 44.100 and 44.110, RSMo, and declared a state of emergency that exists in the State of Missouri due to the spread of COVID-19; and

WHEREAS, I have been advised by the Missouri Department of Health and Senior Services and the State Emergency Management Agency that there have been confirmed cases of COVID-19 in this state; and

WHEREAS, COVID-19 can result in mild or severe symptoms, is highly contagious, and is spread through close contact between persons and respiratory transmission; and

WHEREAS, COVID-19 poses a serious health risk for Missouri residents and visitors; and

WHEREAS, the spread of COVID-19 and identification of additional cases in Missouri is likely to continue, and steps should be taken to prevent a substantial risk to public health and safety; and

WHEREAS, Secretary of State John R Ashcroft, pursuant to Executive Order 20-04 Section 10, has requested my office to issue an executive order on remote electronic notarization; and

WHEREAS, Missouri citizens and businesses require a secure and safe method by which to execute important legal documents; and

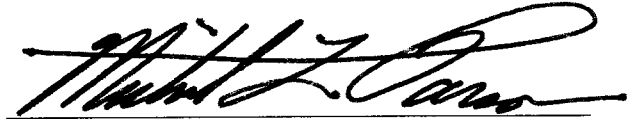
NOW, THEREFORE, I, MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the Laws of the State of Missouri, including chapter 44, RSMo, hereby order that the requirement of personal appearance before a notary public under the laws of this state is suspended to the extent that any notarial act is authorized to be performed utilizing audio-video technology, provided that the following conditions are met:

1. Any notarial act performed through video conference in compliance with this order shall have the same force, effect, and validity as any other notarial act performed in compliance with Missouri law, and may be relied upon to the same extent as any other notarial act under Missouri law.
2. That the document must contain a notarial certificate, a jurat or acknowledgement, which states the principal appeared remotely pursuant to Executive Order 20-08.
3. Any person whose signature is to be notarized must display a valid photo ID to the notary during the video conference if the person is not personally or otherwise known to the notary.
4. That the person must affirmatively represent that he or she is physically situated in the State of Missouri.

5. The video conference is a live, interactive audio-visual communication between the principal, notary, and other necessary persons, which allows for observation, direct interaction, and communication at the time of signing.
6. That the notary shall record in their journal the exact time and software used to perform the notarial act along with all other required information, absent the signature of the principal.
7. That the notary must be physically located in the State of Missouri and state which county they are physically in for the jurisdiction on the notarial certificate.
8. For electronic documents:
 - a. That the Notary Public is registered as an electronic notary public;
 - b. That the document must be signed electronically with software approved by the secretary of state as an acceptable medium to conduct the transaction; which may include software requiring third party multifactor authentication; and
 - c. That the notary shall affix their electronic notary seal to the electronic document.
9. For paper documents:
 - a. A tangible or electronic copy of the signed document must be mailed or otherwise transmitted to the notary within five business days; and
 - b. To the extent that any Missouri state law requires the physical presence of any testator, settlor, principal, witness, notary, or other person, for the effective execution of any estate planning document, such as a Will, Trust or power of attorney, or a self-proving affidavit of the execution of such document, such provisions are temporarily suspended or waived, and satisfied if the necessary parties are present through a video conference as set forth in section 5.
10. That if the document needs to be presented in a paper medium, it shall satisfy the requirements of being an original document, and prima facie evidence, if the notary prints the document and affixes an attestation stating that is a true and correct copy of the electronic document, shall state it was performed pursuant to Executive Order 20-08 and the notary signs and affixes their rubber stamp notary seal.
11. That the fees allowed for notarization under this executive order shall be the same as those allowed for other notarial acts, except a fee charged for the use of a Remote Online Notary platform or service shall not be considered a fee for a notarial act pursuant to section 486.350, RSMo.
12. That the Secretary of State shall retain the powers provided to him under the law to investigate and adjudicate any notary complaint related to the methods of notarization under this executive order.

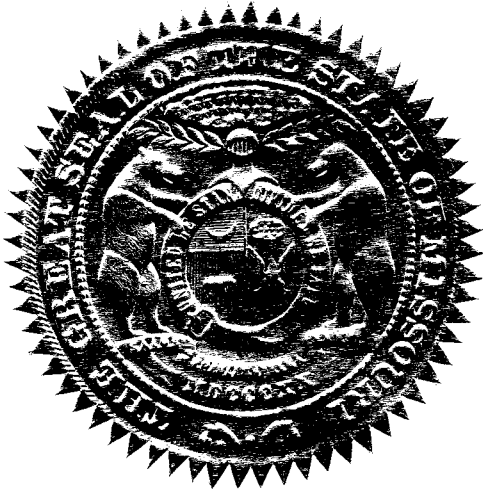
This order shall terminate on May 15, 2020, unless extended in whole or in part.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 6th day of April, 2020.



MICHAEL L. PARSON

GOVERNOR



ATTEST:



JOHN R. ASHCROFT

SECRETARY OF STATE

Under this heading will appear the text of proposed rules and changes. The notice of proposed rulemaking is required to contain an explanation of any new rule or any change in an existing rule and the reasons therefor. This is set out in the Purpose section with each rule. Also required is a citation to the legal authority to make rules. This appears following the text of the rule, after the word "Authority."

Entirely new rules are printed without any special symbology under the heading of proposed rule. If an existing rule is to be amended or rescinded, it will have a heading of proposed amendment or proposed rescission. Rules which are proposed to be amended will have new matter printed in boldface type and matter to be deleted placed in brackets.

An important function of the *Missouri Register* is to solicit and encourage public participation in the rulemaking process. The law provides that for every proposed rule, amendment, or rescission there must be a notice that anyone may comment on the proposed action. This comment may take different forms.

If an agency is required by statute to hold a public hearing before making any new rules, then a Notice of Public Hearing will appear following the text of the rule. Hearing dates must be at least thirty (30) days after publication of the notice in the *Missouri Register*. If no hearing is planned or required, the agency must give a Notice to Submit Comments. This allows anyone to file statements in support of or in opposition to the proposed action with the agency within a specified time, no less than thirty (30) days after publication of the notice in the *Missouri Register*.

An agency may hold a public hearing on a rule even though not required by law to hold one. If an agency allows comments to be received following the hearing date, the close of comments date will be used as the beginning day in the ninety- (90-) day-count necessary for the filing of the order of rulemaking.

If an agency decides to hold a public hearing after planning not to, it must withdraw the earlier notice and file a new notice of proposed rulemaking and schedule a hearing for a date not less than thirty (30) days from the date of publication of the new notice.

Proposed Amendment Text Reminder:
Boldface text indicates new matter.

[Bracketed text indicates matter being deleted.]

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 9—Wildlife Code: Confined Wildlife: Privileges,
Permits, Standards**

PROPOSED AMENDMENT

3 CSR 10-9.353 Privileges of Class I and Class II Wildlife Breeders. The commission proposes to amend section (20) of this rule.

PURPOSE: This amendment allows the issuance of new permits for existing Class I and Class II wildlife breeder facilities for white-tailed deer, white-tailed deer hybrids, mule deer, or mule deer hybrids within twenty-five (25) miles of the location of a department confirmed Chronic Wasting Disease-positive animal during the five (5) year period following a confirmed positive.

(20) New permits for Class I and Class II wildlife breeding facilities

for white-tailed deer, white-tailed deer hybrids, mule deer, or mule deer hybrids will not be issued for a period of five (5) years within twenty-five (25) miles of a location where Chronic Wasting Disease-positive animal(s) have been confirmed by the department; **except, new permits may be issued during this time period for the existing location of a Class I or Class II wildlife breeding facility with a valid permit for white-tailed deer, white-tailed deer hybrids, mule deer, or mule deer hybrids.**

AUTHORITY: sections 40 and 45 of Art. IV, Mo. Const. and section 252.040, RSMo [2000] 2016. This rule was previously filed as 3 CSR 10-10.755. Original rule filed Aug. 18, 1970, effective Dec. 31, 1970. For intervening history, please consult the Code of State Regulations. Amended: Filed April 9, 2020.

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 Regulations Committee Chairman, Department of Conservation, PO Box 180, Jefferson City, MO 65102-0180, or via the department's website at <https://short.mdc.mo.gov/Z49>. 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 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 9—Wildlife Code: Confined Wildlife: Privileges,
Permits, Standards**

PROPOSED AMENDMENT

3 CSR 10-9.565 Licensed Hunting Preserve: Privileges. The commission proposes to amend parts (1)(A)3.C.(I) and (1)(A)3.C.(X), add new part (1)(A)3.C.(XI), re-letter subsequent parts, delete part (1)(A)3.C.(XVIII), add new part (1)(A)3.C.(XIX), delete part (1)(A)3.C.(XX), and amend paragraph (1)(B)8. of this rule.

PURPOSE: This amendment corrects the name of a National Wildlife Refuge, standardizes the names of three conservation areas, and alphabetizes those areas. It also allows the issuance of new permits for existing big game hunting preserves within twenty-five (25) miles of the location of a department confirmed Chronic Wasting Disease-positive animal during the five (5) year period following a confirmed positive.

(1) Licensed hunting preserves are subject to inspection by an agent of the department at any reasonable time. Animal health standards and movement activities shall comply with all state and federal regulations. Any person holding a licensed hunting preserve permit may release on his/her licensed hunting preserve only legally obtained and captive-reared: pheasants, exotic partridges, quail, mallard ducks, and ungulates (hoofed animals) for shooting throughout the year, under the following conditions:

(A) Game Bird Hunting Preserve.

1. A game bird hunting preserve shall be a single body of land not less than one hundred sixty (160) acres and no more than six hundred forty (640) acres in size. Game bird hunting preserves may be dissected by public roads, and shall be posted with signs specified by the department.

2. Only legally obtained and captive-reared: pheasants, exotic partridges, quail, and mallard ducks may be used on game bird hunting preserves.

3. Permits for game bird hunting preserves will not be issued:

A. For areas within five (5) miles of any location where there is an ongoing department game bird release program or where the most recent release of department game birds has been made less than five (5) years prior to receipt of the application.

B. In any location where those activities are considered by the department as likely to further jeopardize any species currently designated by Missouri or federal regulations as threatened or endangered wildlife.

C. For preserves using captive-reared mallard ducks, within five (5) miles of the following areas:

- (I) */Bob /Brown (Bob)* Conservation Area
- (II) Clarence Cannon National Wildlife Refuge
- (III) Columbia Bottom Conservation Area
- (IV) Coon Island Conservation Area
- (V) Duck Creek Conservation Area
- (VI) Eagle Bluffs Conservation Area
- (VII) Fountain Grove Conservation Area
- (VIII) Four Rivers Conservation Area
- (IX) Grand Pass Conservation Area
- (X) */B. K. /Leach (B. K.)* Memorial Conservation Area
- (XI) Loess Bluffs National Wildlife Refuge**
- /(XII)/*(XII) Marais Temps Clair Conservation Area
- /(XIII)/*(XIII) Mingo National Wildlife Refuge
- /(XIV)/*(XIV) Montrose Conservation Area
- /(XV)/*(XV) Nodaway Valley Conservation Area
- /(XVI)/*(XVI) Otter Slough Conservation Area
- /(XVII)/*(XVII) Schell-Osage Conservation Area
- /(XVIII)/*(XVIII) Settle's Ford Conservation Area
- /(XVIII) Squaw Creek National Wildlife Refuge/*
- (XIX) Shanks (Ted) Conservation Area**
- /(XIX)/*(XX) Swan Lake National Wildlife Refuge
- /(XX) Ted Shanks Conservation Area/*
- (XXI) Ten Mile Pond Conservation Area

4. Mallard ducks must be held in covered facilities that meet standards specified in 3 CSR 10-9.220, and may be possessed, released, and used on game bird hunting preserves only under the following conditions:

A. Mallard ducks may be taken, possessed, transported, and stored only as provided in this Code and federal regulations.

B. Mallard ducks must be physically marked prior to six (6) weeks of age by removal of the hind toe from the right foot, or by tattooing of a readily discernible number or letter or combination thereof on the web of one (1) foot.

C. Mallard ducks may be temporarily released for the sole purpose of flight training beginning one (1) hour after sunrise each day. Covered facilities must be designed to re-capture such ducks, and a reasonable effort must be made to re-capture them by one (1) hour after sunset each day.

D. Mallard ducks may be released and taken only from September 1 through February 15 by hunting methods from one (1) hour after sunrise to one (1) hour before sunset, and only non-toxic shot may be used. Covered facilities must be designed and managed to re-capture any unharvested mallard ducks, and a reasonable effort must be made to re-capture ducks by one (1) hour after sunset each day.

E. Ducks which are not captive-reared may not be hunted on preserves using captive-reared mallard ducks, and all waterfowl except captive-reared mallard ducks must be flushed from the immediate hunting area prior to hunting activity.

5. Any person taking or hunting game birds on a licensed hunting preserve shall have in his/her possession a valid small game hunting permit or licensed hunting preserve hunting permit, except that persons fifteen (15) years of age or younger, when accompanied by a properly licensed adult hunter, and residents sixty-five (65) years

of age and older, may hunt without permit. Licensed hunting preserve hunting permits may be issued to persons without requiring display of a hunter education certificate card for use on game bird hunting preserves; provided s/he is hunting in the immediate presence of a properly licensed adult hunter age eighteen (18) or older who has in his/her possession a valid hunter education certificate card or was born before January 1, 1967.

6. Game birds, other than captive-reared mallard ducks, may be taken in any number on a hunting preserve and may be possessed and transported from the preserve only when accompanied by a receipt listing the date, number, and species taken, and name of the hunting preserve; or when accompanied by an approved transportation sticker for each game bird taken. Transportation stickers must be purchased from the department by the hunting preserve permit holder.

7. Captive-reared mallard ducks may be taken in any number on a hunting preserve and may be possessed and transported from the preserve only when accompanied by receipt listing the date, number, and species taken, and the hunting preserve permit holder's name and address. In addition, the marked foot must remain attached to mallard ducks.

8. The hunting preserve permit holder may exercise privileges provided in 3 CSR 10-9.353 for game birds held under this permit in propagation or holding facilities within or directly adjacent to the game bird hunting preserve. Propagation or holding facilities may be separated from the hunting preserve by a public road, but must be directly adjacent. Any such propagation or holding facilities shall meet standards specified in 3 CSR 10-9.220. Other propagation or holding facilities not contained within or directly adjacent to the hunting preserve are not covered under the privileges of this rule. *NOTE: (See rule 3 CSR 10-7.440, and for federal regulations on migratory waterfowl, see Title 50, Parts 20 and 21 of the Code of Federal Regulations.)*

(B) Big Game Hunting Preserve.

1. A big game hunting preserve for ungulates shall be a fenced single body of land, not dissected by public roads, and not less than three hundred twenty (320) acres and no more than three thousand two hundred (3,200) acres in size. The hunting preserve shall not be cross-fenced into portions of less than three hundred twenty (320) acres. The hunting preserve shall be fenced so as to enclose and contain all released game and exclude all hoofed wildlife of the state from becoming a part of the enterprise and posted with signs specified by the department. Fence requirements shall meet standards specified in 3 CSR 10-9.220. Fencing for hogs shall be constructed of twelve (12) gauge woven wire, at least five feet (5') high, and topped with one (1) strand of electrified wire. An additional two feet (2') of such fencing shall be buried and angled underground toward the enclosure interior. A fence of equivalent or greater strength and design to prevent the escape of hogs may be substituted with written application and approval by an agent of the department.

2. The permittee may exercise privileges provided in 3 CSR 10-9.353 only for species held within breeding enclosure(s) contained within or directly adjacent to the big game hunting preserve. Any such breeding enclosure(s) shall meet standards specified in 3 CSR 10-9.220. Breeding enclosures may be separated from the hunting preserve by a public road, but must be directly adjacent. Other breeding enclosures not contained within or directly adjacent to the hunting preserve are not covered under the privileges of this rule.

3. Any person taking or hunting ungulates on a big game hunting preserve shall have in his/her possession a valid licensed hunting preserve hunting permit. The permittee shall attach to the leg of each ungulate taken on the hunting preserve a locking leg seal furnished by the department, for which the permittee shall pay ten dollars (\$10) per one hundred (100) seals. Any packaged or processed meat shall be labeled with the licensed hunting preserve permit number.

4. Except as provided in this section, the holder of a Big Game Hunting Preserve Permit shall have an accredited veterinarian collect and submit samples from all known cases of mortality for cervids over six (6) months of age to a United States Department of

Agriculture approved laboratory for Chronic Wasting Disease testing. The department reserves the right to require additional sampling and testing during disease investigations or morbidity/mortality events. Animal health standards and movement activities shall comply with all state and federal regulations.

A. In the event of a mass casualty/mortality event, the director of the department may exempt the holder of a Big Game Hunting Preserve Permit from the Chronic Wasting Disease testing requirements within this rule. The following conditions apply:

(I) All mass casualty/mortality event exemption requests must originate from an accredited veterinarian and must be verbally reported to a conservation agent, regional protection supervisor, or the state wildlife veterinarian of the department.

(II) The department will have access to collect and submit disease samples from all known cases of mortality for cervids, pertaining to, and in the event of, a mass casualty/mortality event.

5. Big game hunting preserve permittees shall report escaped animals immediately to an agent of the department.

6. Confirmed positive results from any disease test for a cervid must be verbally reported by the permit holder to a conservation agent or regional protection supervisor of the department within twenty-four (24) hours of receiving the report and provide a copy of the testing report to the state wildlife veterinarian of the department within seventy-two (72) hours. In the event of confirmed positive results from a Chronic Wasting Disease test, the permit holder shall comply with a herd disease response plan approved by the department. The plan may include, but not be limited to, quarantine requirements, testing and depopulation, premises cleaning and disinfection, additional fencing requirements, and restocking guidelines. Failure to comply with an approved herd disease response plan may result in the suspension or revocation of permit privileges.

7. All ungulates acquired by a holder of a Big Game Hunting Preserve Permit must be individually identified on a Breeder's Movement Certificate or a Certificate of Veterinary Inspection. A Breeder's Movement Certificate may be completed by the breeder. The form must list the official identification, age, gender, species, complete address of both the origin and destination, and complete address and name of buyer and seller. The original form must accompany the shipment and a copy shall be maintained by the herd of origin for at least five (5) years. Sources for cervids must be enrolled in a United States Department of Agriculture-approved Chronic Wasting Disease-herd certification program.

8. New permits for big game hunting preserves will not be issued for a period of five (5) years within twenty-five (25) miles of a location where Chronic Wasting Disease-positive animal(s) have been confirmed by the department; **except, new permits may be issued during this time period for the existing location of a big game hunting preserve with a valid permit.**

9. Live cervids imported into the state shall not be held in a licensed big game hunting preserve. Only cervids born inside the state of Missouri may be propagated, held in captivity, and hunted on big game hunting preserves.

AUTHORITY: sections 40 and 45 of Art. IV, Mo. Const. and section 252.040, RSMo [2000] 2016. This rule previously filed as 3 CSR 10-10.765. Original rule filed Jan. 19, 1972, effective Feb. 1, 1972. For intervening history, please consult the Code of State Regulations. Amended: Filed April 9, 2020.

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

Regulations Committee Chairman, Department of Conservation, PO Box 180, Jefferson City, MO 65102-0180, or via the department's website at <https://short.mdc.mo.gov/Z49>. 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.

This section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order or rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted which has been changed from that contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code of State Regulations*.

The agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments which are opposed in whole or in part to the proposed rule. The ninety-(90-) day period during which an agency shall file its order of rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the proposed rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

Title 3—DEPARTMENT OF CONSERVATION Division 10—Conservation Commission Chapter 5—Wildlife Code: Permits

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-5.554 Nonresident Archery Antlerless Deer Hunting Permit is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 15, 2020 (45 MoReg 102). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Conservation Commission received one (1) comment on the proposed amendment.

COMMENT #1: Daniel Rogers, El Dorado Springs, expressed opposition to the proposal to add the new reduced-cost Nonresident Landowner Archer's Hunting Permit to the list of permits that can be used as a prerequisite to purchase a Nonresident Archery Antlerless Deer Hunting Permit, believing that this change will result in additional costs to archery hunters.

RESPONSE: Current regulations require nonresident landowners to purchase a full-price Nonresident Archer's Hunting permit to qualify to purchase a twenty-five dollar (\$25) Nonresident Archery

Antlerless Permit. This change will result in a cost savings for those individuals by allowing them to use a reduced-cost nonresident landowner permit to meet that requirement. No changes have been made to the rule as a result of this comment.

Title 3—DEPARTMENT OF CONSERVATION Division 10—Conservation Commission Chapter 7—Wildlife Code: Hunting: Seasons, Methods, Limits

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-7.440 is amended.

This rule establishes hunting seasons and limits and is exempted by section 536.021, RSMo 2016, from the requirement for filing as a proposed amendment.

The Department of Conservation amended 3 CSR 10-7.440 by establishing seasons and limits for hunting migratory game birds and waterfowl during the 2020-2021 seasons.

3 CSR 10-7.440 Migratory Game Birds and Waterfowl: Seasons, Limits

(3) Seasons and limits are as follows:

(A) Mourning doves, Eurasian collared-doves, and white-winged doves may be taken from one-half (1/2) hour before sunrise to sunset from September 1 through November 29. Limits: fifteen (15) doves daily in the aggregate; forty-five (45) in possession;

(B) Sora and Virginia rails may be taken from one-half (1/2) hour before sunrise to sunset from September 1 through November 9. Limits: twenty-five (25) rails daily in the aggregate; seventy-five (75) in possession;

(C) Woodcock may be taken from one-half (1/2) hour before sunrise to sunset from October 15 through November 28. Limits: three (3) woodcock daily; nine (9) in possession;

(D) Wilson's snipe may be taken from one-half (1/2) hour before sunrise to sunset from September 1 through December 16. Limits: eight (8) snipe daily; twenty-four (24) in possession;

(E) Blue-winged, green-winged, and cinnamon teal may be taken from sunrise to sunset from September 12 through September 27. Limits: six (6) teal daily in the aggregate; eighteen (18) in possession.

(F) Waterfowl Zones: The North Zone shall be that portion of Missouri north of a line running west from the Illinois border at Lock and Dam 25; west on Lincoln County Hwy. N to Mo. Hwy. 79; south on Mo. Hwy. 79 to Mo. Hwy. 47; west on Mo. Hwy. 47 to I-70; west on I-70 to U.S. Hwy. 63; north on U.S. Hwy. 63 to U.S. Hwy. 24, west on U.S. Hwy. 24 to Mo. Hwy. 10, west on Mo. Hwy. 10 to U.S. Hwy. 69, north on U.S. Hwy. 69 to Mo. Hwy. 116, west on Mo. Hwy. 116 to U.S. Hwy. 59, south on U.S. Hwy. 59 to the Kansas border. The South Zone shall be that portion of Missouri south of a line running west from the Illinois border on Mo. Hwy. 74 to Mo. Hwy. 25; south on Mo. Hwy. 25 to U.S. Hwy. 62; west on U.S. Hwy. 62 to Mo. Hwy. 53; north on Mo. Hwy. 53 to Mo. Hwy. 51; north on Mo. Hwy. 51 to U.S. Hwy. 60; west on U.S. Hwy. 60 to Mo. Hwy. 21; north on Mo. Hwy. 21 to Mo. Hwy. 72; west on Mo. Hwy. 72 to Mo. Hwy. 32; west on Mo. Hwy. 32 to U.S. Hwy. 65; north on U.S. Hwy. 65 to U.S. Hwy. 54; west on U.S. Hwy. 54 to the Kansas border. The Middle Zone shall be the remainder of Missouri not included in other zones.

(G) During years when the federal framework prescribes a sixty- (60-) day duck season, the North Zone season will open on the first Saturday in November, the Middle Zone season will open on the Saturday nearest November 6 for seven (7) days, close for five (5) days, and then re-open for fifty-three (53) days, the South Zone season will open on Thanksgiving Day for four (4) days, close as long as necessary for the second segment to remain open through January 31 (as late as the federal framework allows). During years when the federal framework prescribes a forty-five- (45-) day duck season, the North Zone season will open on the second Saturday in November, the Middle Zone season will open on the Saturday nearest November 15, and the South Zone season will open on the Saturday nearest December 10, close December 20-25, and then re-open on December 26 through the last Sunday in January. During years when the federal framework prescribes a thirty- (30-) day duck season, the North Zone season will open on the Saturday nearest November 14, the Middle Zone season will open on the Saturday nearest November 19, and the South Zone season will open on the Saturday nearest December 15, close December 19-25, and then re-open on December 26 through the Sunday nearest January 20. A person possessing the appropriate state and federal permits may take ducks in accordance to the season lengths, bag limits, and species-specific opening and closing dates established annually by the Conservation Commission.

(H) Ducks and coots may be taken from one-half (1/2) hour before sunrise to sunset as follows:

1. Ducks and coots may be taken from November 7 through January 5 in the North Zone; from November 7 through November 13 and November 19 through January 10 in the Middle Zone; and from November 26 through November 29 and December 7 through January 31 in the South Zone; and

2. Duck and coot limits are as follows: The daily bag limit of ducks is six (6) and may include no more than four (4) mallards (no more than two (2) of which may be female), three (3) wood ducks, two (2) redheads, two (2) hooded mergansers, one (1) pintail, one (1) mottled duck, two (2) canvasback, two (2) black ducks, and two (2) scaup in the North Zone from November 7 through December 21, in the Middle Zone November 7 through November 13 and November 19 through December 26, and in the South Zone November 26 through November 29 and December 7 through January 16 and one (1) scaup in the North Zone December 22 through January 5, in the Middle Zone December 27 through January 10 and in the South Zone January 17 through January 31. The possession limit is eighteen (18), including no more than twelve (12) mallards (no more than six (6) of which may be female), nine (9) wood ducks, six (6) redheads, six (6) hooded mergansers, three (3) pintails, three (3) mottled ducks, six (6) canvasbacks, six (6) black ducks, and six (6) scaup in the North Zone from November 7 through December 21, in the Middle Zone November 7 through November 13 and November 19 through December 26, and in the South Zone November 26 through November 29 and December 7 through January 16 and three (3) scaup in the North Zone December 22 through January 5, in the Middle Zone December 27 through January 10 and in the South Zone January 17 through January 31. The daily limit of coots is fifteen (15) and the possession limit for coots is forty-five (45).

(I) Geese may be taken from one-half (1/2) hour before sunrise to sunset as follows:

1. Blue, snow, and Ross's geese may be taken from November 11 through February 6 statewide;

2. White-fronted geese may be taken from November 11 through February 6 statewide;

3. Canada geese and brant may be taken from October 3 through October 11 and from November 11 through February 6 statewide; and

4. Goose limits are as follows: The daily bag limit is three (3) Canada geese and brant in aggregate, twenty (20) blue, snow, or Ross's geese, and two (2) white-fronted geese, statewide. The possession limit is nine (9) Canada geese and brant in aggregate and six (6)

white-fronted geese. There is no possession limit for blue, snow, and Ross's geese;

(J) Ducks, geese, brant, and coots may be taken by youth hunters fifteen (15) years of age or younger from October 24 through October 25 in the North Zone; from October 24 through October 25 in the Middle Zone; and from November 21 through November 22 in the South Zone. The daily and possession limits for ducks, geese, and coots are the same as during the regular duck, goose, and coot hunting seasons. Any person fifteen (15) years or younger may participate in the youth waterfowl hunting days without permit provided they are in the immediate presence of an adult eighteen (18) years of age or older. If the youth hunter does not possess a hunter education certificate card, the adult must be properly licensed (i.e., must meet any permit requirements that allow small game hunting) and have in his/her possession a valid hunter education certificate card unless they were born before January 1, 1967. The adult may not hunt ducks but may participate in other seasons that are open on the special youth days;

(K) Shells possessed or used while hunting waterfowl and coots statewide, and for other wildlife as designated by posting on public areas, must be loaded with material approved as nontoxic by the United States Fish and Wildlife Service.

(L) Persons who possess a valid Conservation Order permit may chase, pursue, and take blue, snow, and Ross's geese from one-half (1/2) hour before sunrise to one-half (1/2) hour after sunset from February 7 through April 30. Any other regulation notwithstanding, methods for the taking of blue, snow, and Ross's geese include using shotguns capable of holding more than three (3) shells, and with the use or aid of recorded or electrically amplified bird calls or sounds, or recorded or electrically amplified imitations of bird calls or sounds. An exception to the above permit requirement includes any person fifteen (15) years of age or younger, provided either 1) s/he is in the immediate presence of a properly licensed adult (must possess a Conservation Order permit who is eighteen (18) years of age or older and has in his/her possession a valid hunter education certificate card, or was born before January 1, 1967, or 2) s/he possesses a valid hunter education certificate card. A daily bag limit will not be in effect February 7 through April 30 (See 3 CSR 10-5.436 and 3 CSR 10-5.567 for Conservation Order Permit requirements); and

(M) Migratory game birds, to include only doves, ducks, mergansers, and coots, may be taken by hunters with birds of prey as follows (See 3 CSR 10-9.442 for additional provisions about falconry including season lengths and limits for wildlife other than migratory game birds. See 3 CSR 10-9.440 for falconry permit requirements):

1. Doves may be taken from September 1 through December 16 from one-half (1/2) hour before sunrise to sunset. Daily limit: three (3) doves; possession limit: nine (9) doves, except that any waterfowl taken by falconers must be included within these limits; and

2. Ducks, mergansers, and coots may be taken from sunrise to sunset from September 12 through September 27 statewide, and from one-half (1/2) hour before sunrise to sunset as follows: in the North Zone, October 24 through October 25, November 7 through January 5, and February 10 through March 10; in the Middle Zone, October 24 through October 25, November 7 through November 13, November 19 through January 10, and February 10 through March 10; and, in the South Zone, November 21 through November 22, November 26 through November 29, December 7 through January 31, and February 10 through March 10. Daily limit: three (3) birds singly or in the aggregate, including doves; possession limit: nine (9) birds singly or in the aggregate, including doves.

SUMMARY OF PUBLIC COMMENTS: Seasons and limits are exempted from the requirement of filing as a proposed amendment under section 536.021, RSMo.

This amendment was filed April 9, 2020, becomes effective **May 15, 2020**.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 7—Wildlife Code: Hunting: Seasons, Methods,
Limits**

ORDER OF RULEMAKING

By authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-7.700 is amended.

This rule establishes the season limits for elk and is exempted by sections 536.021, RSMo 2016 from the requirements for filing as a proposed amendment.

The Department of Conservation amended 3 CSR 10-7.700 by establishing elk harvest limits.

3 CSR 10-7.700 Elk Hunting Seasons: General Provisions

(3) Persons hunting or pursuing elk must possess a prescribed elk hunting permit. Missouri residents, as defined in 3 CSR 10-5.220, may apply for a Resident Antlered Elk Hunting Permit. Approved resident landowners, as defined in 3 CSR 10-7.710, may apply for a Resident Landowner Antlered Elk Hunting Permit.

(A) Quotas for elk hunting permits are established annually by the Conservation Commission. For the 2020 season, five (5) elk hunting permits will be awarded. Of the five (5) total permits, one (1) Resident Landowner Antlered Elk Hunting Permit will be awarded to an approved resident landowner, as defined in 3 CSR 10-7.710, and four (4) Resident Antlered Elk Hunting Permits will be awarded to Missouri residents, as defined in 3 CSR 10-5.220. The application period will be from May 1-31 annually and results will be available July 1 annually.

SUMMARY OF PUBLIC COMMENTS: Seasons and limits are exempted from the requirement of filing as a proposed amendment under section 536.021, RSMo 2016.

This amendment was filed April 9, 2020, becomes effective **April 29, 2020**.

**Title 6—DEPARTMENT OF HIGHER EDUCATION
AND WORKFORCE DEVELOPMENT
Division 10—Commissioner of Higher Education and
Workforce Development
Chapter 2—Student Financial Assistance Programs**

ORDER OF RULEMAKING

By the authority vested in the Missouri Department of Higher Education and Workforce Development under sections 173.2553 to 173.2554, RSMo Supp. 2019, the Missouri Department of Higher Education and Workforce Development adopts a rule as follows:

6 CSR 10-2.210 Fast Track Workforce Incentive Grant is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on February 3, 2020 (45 MoReg 203-206). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—MO HealthNet Division
Chapter 3—Conditions of Provider Participation,
Reimbursement, and Procedure of General Applicability**

ORDER OF RULEMAKING

By the authority vested in the Department of Social Services, MO HealthNet Division, under sections 208.153, 208.201, and 660.017, RSMo 2016, the division amends a rule as follows:

**13 CSR 70-3.120 Limitations on Payment of Out-of-State
Nonemergency Medical Services is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 15, 2020 (45 MoReg 106). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Department of Social Services, MO HealthNet Division (MHD) received one (1) comment from an interested party on the proposed amendment.

COMMENT #1: Harvey Tettlebaum, with Husch Blackwell, submitted a comment on behalf of the Missouri Health Care Association (MHCA) that (6)(B) must be amended to achieve the result of the proposed amendment, which is to update the definition for border state providers of services. With a change to (6)(B), the MHCA supports the proposed amendment.

RESPONSE: MHD appreciates the comment from the Missouri Health Care Association but (6)(B) was not open for comment at this time. MHD will address this issue in a future rulemaking. No changes have been made as a result of this comment.

**Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—MO HealthNet Division
Chapter 90—Home Health Program**

ORDER OF RULEMAKING

By the authority vested in the Department of Social Services, MO HealthNet Division, under sections 208.153, 208.201, and 660.017, RSMo 2016, the division amends a rule as follows:

13 CSR 70-90.010 Home Health-Care Services is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 15, 2020 (45 MoReg 106-112). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

This section may contain notice of hearings, correction notices, public information notices, rule action notices, statements of actual costs, and other items required to be published in the *Missouri Register* by law.

Notice from the publisher.

Beginning with the May 1, 2020 issue of the *Missouri Register* we began publishing notice of suspension of rules based on section 536.022, RSMo and Executive Order 20-04 and expiring on May 15, 2020. Executive Order 20-10 extended the expiration date until June 15, 2020.

**Title 10—DEPARTMENT OF NATURAL RESOURCES
Division 10—Air Conservation Commission
Chapter 6—Air Quality Standards, Definitions, Sampling
and Reference Methods and Air Pollution Control
Regulations for the Entire State of Missouri**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

**10 CSR 10-6.250(3)(B) Asbestos Projects—Certification,
Accreditation and Business Exemption Requirements**

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 10 CSR 10-6.250(3)(B) applies to the annual recertification of asbestos professionals. Regulation 10 CSR 10-6.260(3)(B) states that “All asbestos inspectors, management planners, abatement project designers, supervisors, and workers shall pass a Missouri accredited annual AHERA refresher course and examination in their specialty area.” Certification classes have been cancelled and postponed due to social distancing requirements, and many professionals will see their certifications expire during this time despite their best efforts to obtain recertification. This temporary suspension applies only to the portions of 10 CSR 10-6.250 related to recertification and required classes, and allows these professionals to continue operating with expired certifications to the extent they have met all other requirements of the rule other than the normally required certification classes, and allow citizens and businesses to continue using these professional services, until such time as either (1) social-distancing requirements are removed and routine recertification processes can resume, or (2) the Department can develop alternative methods of recertification that comply with social-distancing requirements.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 8, 2020 until May 15, 2020.

**Title 10—DEPARTMENT OF NATURAL RESOURCES
Division 20—Clean Water Commission
Chapter 6—Permits**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

10 CSR 20-6.010(5)(G)3. Construction and Operating Permits

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 10 CSR 20-6.010(5)(G)3. applies to the following rule language only: “along with one (1) paper copy for projects not seeking department funding or two (2) paper copies for projects seeking department funding under 10 CSR 20-4.” 10 CSR 20-6.010(5)(G)3. requires applicants for a construction permit to construct, install, or modify any collection system or wastewater treatment facility to submit both electronic and paper copies of the application form and associated documents. This

temporary suspension removes the requirement to submit paper copies, which will reduce the burden on applicants, decrease the amount of mail that must be handled during this time, and allow more effective remote work. Electronic copies still must be submitted and the Department may require hard copies in specific situations, if necessary.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 8, 2020 until May 15, 2020.

**Title 10—DEPARTMENT OF NATURAL RESOURCES
Division 23—Well Installation
Chapter 1—Definitions, Variations, and Permitting
Requirements**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

**10 CSR 23-1.050(2)(A)3. Permittee Qualifications, Testing
Procedures, and Permit Application**

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE of 10 CSR 23-1.050(2)(A)3. applies to the requirement that previously unpermitted applicants “Pass the applicable non-restricted permit test(s) (closed book) with a minimum score of seventy percent (70%)” to apply for a non-restricted permit as a water well, heat pump, monitoring well, or pump installation contractor. This temporary suspension allows the Board to defer the in-person closed book test until a later time, provide an online, open book, non-restricted test in lieu of the closed book test, and subject to passage applicants may be granted an interim permit and begin work. This suspension reduces the burden on applicants, allowing them to pursue their certification while adhering to social distancing requirements. The applicants will be required to take the closed book test at a later date.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 8, 2020 until May 15, 2020.

**Title 10—DEPARTMENT OF NATURAL RESOURCES
Division 25—Hazardous Waste Management Commission
Chapter 5—Rules Applicable to Generators of Hazardous
Waste**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

**10 CSR 25-5.262(2)(A)3.A. Standards Applicable to Generators
of Hazardous Waste**

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 10 CSR 25-5.262(2)(A)3.A. applies only to the requirement that “the department requires an original ink signature on all registration forms before processing.” Regulation 10 CSR 25-5.262(2)(A)3.A requires that a generator of hazardous waste must register as a hazardous waste generator using hard-copy submittals of hazardous-waste generator documents to the Department. This temporary suspension will reduce the burden on generators and allowing them to adhere to social distancing requirements, as well as reduce the amount of hard copies Department staff must handle during this time, and allow more effective remote work. Electronic copies still will be submitted and the Department may require hard copies in specific situations, if necessary.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 8, 2020 until May 15, 2020.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 70—Division of Alcohol and Tobacco Control
Chapter 2—Rules and Regulations**

IN ADDITION

NOTICE OF EMERGENCY SUSPENSION OF RULE

11 CSR 70-2.010 Definitions

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE temporarily suspends the portion of the definition of “original package” in 11 CSR 70-2.010(5) that requires utilizing the manufacturer’s original container, to the extent necessary to allow retailer-packaged alcoholic beverages under the following conditions:

1. *The alcohol container must be durable, leakproof, and sealable, and meet the minimum size requirements outlined in 11 CSR 70-2.010(5);*
2. *The patron must have ordered and purchased a meal simultaneous with the liquor purchase;*
3. *The licensee must provide the patron with a dated receipt for the alcohol beverage(s); and*
4. *The sealed alcohol container must either be:*
 - a. *Placed in a one-time-use, tamperproof, transparent bag which must be securely sealed; or*
 - b. *The container opening must be sealed with tamperproof tape;*

This rule affects holders of retail licenses issued by the Division of Alcohol and Tobacco Control.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is modified effective April 14, 2020 until May 15, 2020.

**Title 12—DEPARTMENT OF REVENUE
Division 10—Director of Revenue
Chapter 23—Motor Vehicle**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

12 CSR 10-23.340 Imposition and Waiver of Motor Vehicle and Trailer Titling and Registration Penalties

ACTION TAKEN: NOTICE OF SUSPENSION OF 12 CSR 10-23.340.

12 CSR 10-23.340 is suspended to waive motor vehicle registration penalties, waive vehicle safety inspections, and waive any associated penalties. Citizens have been instructed to practice social distancing and avoid unnecessary in-person contact. This will remove one of the motivators for citizens to visit the Department of Revenue’s contracted license offices and limit in-person contact by large groups of people. This suspension only applies to 12 CSR 10-23.340; section 301.050, subsection 4 of section 307.350, and subsection 1 of section 643.315, RSMo.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 7, 2020 until May 15, 2020.

**Title 12—DEPARTMENT OF REVENUE
Division 10—Director of Revenue
Chapter 24—Driver License Bureau Rules**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

12 CSR 10-24.200(6) Driver License Classes

ACTION TAKEN: NOTICE OF SUSPENSION OF 12 CSR 10-24.200(6).

Part of 12 CSR 10-24.200(6) is suspended to allow holders of Class F driver licenses to engage in certain commercial driving operations as if they possessed a Class E driver license. In addition, the commercial driver license examination fee requirement, pursuant to subsection 2 of section 302.720, RSMo, is waived. This will address citizens’ increasing need for delivery services and services’ need for replacement delivery drivers who may be under quarantine.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

**Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—MO HealthNet Division
Chapter 10—Nursing Home Program**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

13 CSR 70-10.015 Prospective Reimbursement Plan for Nursing Facility Services

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 13 CSR 70-10.015(10)(A)5. and 6. shall be suspended beginning April 9, 2020, and for the duration of the emergency and subsequent recovery period, to allow the MO HealthNet Division to accept cost reports past the regulatory due date without penalizing a nursing facility provider. Only subparagraphs (10)(A)5. and 6. will be suspended of 13 CSR 70-10.015.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 9, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

**Division 10—Office of the Director
Chapter 33—Hospital and Ambulatory Surgical Center
Data Disclosure**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 10-33.010 Reporting Patient Abstract Data by Hospitals, Ambulatory Surgical Centers, and Abortion Facilities

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 10-33.010

19 CSR 10-33.010 and sections 192.067 and 192.667, RSMo, shall be waived to the extent necessary to allow the Office of the Governor to access information in the possession of the department, for the

sole purpose of reviewing data and conducting statistical analysis. As required by law, the staff of the Office of the Governor shall maintain the confidentiality of any data accessed. Prior to any staff of the Office of the Governor accessing data under this waiver, such person shall agree to and abide by the department's business associate agreement in accordance with the Health Insurance Portability and Accountability Act of 1996 (HIPAA).

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule and statutes referenced in this notice are suspended effective April 3, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 10—Office of the Director
Chapter 33—Hospital and Ambulatory Surgical Center Data Disclosure

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 10-33.010 Reporting Patient Abstract Data by Hospitals, Ambulatory Surgical Centers, and Abortion Facilities

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 10-33.010

19 CSR 10-33.010 and sections 192.067 and 192.667, RSMo, shall be waived to the extent necessary to allow any person or entity receiving approval from the Director of the Department of Health and Senior Services to access information in the possession of the department, for the sole purpose of reviewing COVID-19 data and conducting statistical analysis. No data shall be published by any person or entity without the written approval of the department. As required by law, all persons or entities receiving such approval shall maintain the confidentiality of any data accessed. Prior to any person or entity accessing data under this waiver, such person or entity shall agree to and abide by the department's business associate agreement in accordance with the Health Insurance Portability and Accountability Act of 1996 (HIPAA).

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule and statutes referenced in this notice are suspended effective April 8, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 15—Division of Senior and Disability Services
Chapter 4—Older Americans Act

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 15-4.160 Review, Submission and Approval of Area Agency Area Plans and Plan Amendments

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 15-4.160(4)

19 CSR 15-4.160(4) shall be waived to the extent necessary to temporarily extend a requirement that DHSS approve Area Agency on Aging plans or plan amendments within 15 days of submission. This waiver avoids the need for public hearings, which would violate social distancing orders.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 15—Division of Senior and Disability Services
Chapter 4—Older Americans Act

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 15-4.240 Nutrition Service Requirements

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 15-4.240

19 CSR 15-4.240 shall be waived to the extent necessary to temporarily suspend certain requirements for nutrition services for the elderly to permit Area Agencies on Aging to contract with local restaurants to prepare and deliver home delivered meals.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 15—Division of Senior and Disability Services
Chapter 7—Service Standards

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 15-7.021 In-Home Service Standards

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 15-7.021(24)(B)

19 CSR 15-7.021(24)(B) shall be waived to the extent necessary to temporarily suspend requirement that in home service providers maintain verification of a current Missouri nursing license for personnel. This is to maintain coherence with nursing reciprocity waivers.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 15—Division of Senior and Disability Services
Chapter 7—Service Standards

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 15-7.060 Nutrition Service Standards

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 15-7.060

19 CSR 15-7.060 shall be waived to the extent necessary to temporarily suspend certain requirements for nutrition services for the elderly to permit Area Agencies on Aging to contract with local

restaurants to prepare and deliver home delivered meals.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

**Division 15—Division of Senior and Disability Services
Chapter 8—Consumer-Directed Services**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 15-8.200 Eligibility

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 15-8.200

19 CSR 15-8.200 shall be waived to the extent necessary to temporarily ease restrictions on consumer directed services to reduce or eliminate face-to-face assessments and vendor requirements that would violate social distancing principles.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

**Division 20—Division of Community and Public Health
Chapter 20—Communicable Diseases**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 20-20.020 Reporting Infectious, Contagious, Communicable, or Dangerous Diseases

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 20-20.020

19 CSR 20-20.020 and sections 192.067 and 192.667, RSMo, shall be waived to the extent necessary to allow the Office of the Governor to access information in the possession of the department, for the sole purpose of reviewing data and conducting statistical analysis. As required by law, the staff of the Office of the Governor shall maintain the confidentiality of any data accessed. Prior to any staff of the Office of the Governor accessing data under this waiver, such person shall agree to and abide by the department's business associate agreement in accordance with the Health Insurance Portability and Accountability Act of 1996 (HIPAA).

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

**Division 20—Division of Community and Public Health
Chapter 20—Communicable Diseases**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 20-20.020 Reporting Infectious, Contagious, Communicable, or Dangerous Diseases

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 20-20.020(6)

19 CSR 20-20.020(6) shall be waived to the extent that it requires duplicative reporting to the Department of Health and Senior Services of negative test results for 2019 Novel Coronavirus (2019-nCoV) by a hospital and the separate laboratory that conducted the testing. Under this waiver, when the testing is conducted outside the hospital by a separate laboratory that must also report the result to the Department, only the laboratory must make the report.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

**Division 20—Division of Community and Public Health
Chapter 20—Communicable Diseases**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 20-20.020 Reporting Infectious, Contagious, Communicable, or Dangerous Diseases

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 20-20.020

19 CSR 20-20.020 and sections 192.067 and 192.667, RSMo, shall be waived to the extent necessary to allow any person or entity receiving approval from the Director of the Department of Health and Senior Services to access information in the possession of the department, for the sole purpose of reviewing COVID-19 data and conducting statistical analysis. No data shall be published by any person or entity without the written approval of the department. As required by law, all persons or entities receiving such approval shall maintain the confidentiality of any data accessed. Prior to any person or entity accessing data under this waiver, such person or entity shall agree to and abide by the department's business associate agreement in accordance with the Health Insurance Portability and Accountability Act of 1996 (HIPAA).

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the provisions referenced in this notice are suspended effective April 8, 2020 until May 15, 2020

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

**Division 20—Division of Community and Public Health
Chapter 20—Communicable Diseases**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 20-20.090 Contact With Communicable Diseases by First Responders or Emergency Medical Person and Mortuary Personnel

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 20-20.090(2)

19 CSR 20-20.090(2) shall be waived to the extent necessary to allow the notification under the rule for COVID-19 exposure, regardless if the patient is admitted or not.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 14, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 20—Hospitals

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-20.015 Administration of the Hospital Licensure Program

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-20.015(8)(A)

19 CSR 30-20.015(8)(A) and section 197.100 RSMo, shall be waived to the extent necessary to temporarily suspend the requirement of state hospital inspections and investigations. The Department shall temporarily suspend all state licensure inspections and investigations of hospitals, with the exception of those necessary to maintain public health and safety and those considered to be immediate jeopardy situations, during the declared emergency period. The hospital licensure program would like to suspend the inspection/survey process in order to ensure that DHSS staff do not expose patients to COVID-19 and do not become exposed to COVID-19. This is in line with the federal order suspending the inspection/survey process. It is immediate to protect patients and DHSS staff from getting or transmitting COVID-19.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the provisions referenced in this notice are suspended effective April 2, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 20—Hospitals

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-20.125 Unlicensed Assistive Personnel Training Program

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-20.125(6)

19 CSR 30-20.125(6) and section 197.287, RSMo, shall be waived to extent the time unlicensed assistive personnel have to complete requisite training after employment with a hospital. Unlicensed assistive personnel shall have until ninety (90) days after the state of emergency has concluded to complete their requisite training.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the provisions referenced in this notice are suspended effective April 2, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 26—Home Health Agencies

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-26.010 Home Health Licensure Rule

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-26.010(1)(A)

19 CSR 30-26.010(1)(A) and section 197.400(3), RSMo, shall be waived to the extent that the provisions require only a physician to order home health services at the residence of patients, including writing and signing a plan of treatment for these patients. This waiver shall allow advanced practice registered nurses and physician assistants to also be able to order home health services at the residence of patients, including writing and signing a plan of treatment for these patients.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the provisions cited in this notice are suspended effective April 9, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 35—Hospices

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-35.010 Hospice Program Operations

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-35.010(1)(A)1.

19 CSR 30-35.010(1)(A)1. shall be waived to the extent the provisions define "attending physician" to be only a person licensed as a doctor of medicine or osteopathy in this state or a bordering state throughout 19 CSR 30-35.010. This waiver shall allow advanced practice registered nurses and physician assistants to also be attending physicians and complete the requirements of an attending physician in 19 CSR 30-35.010.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the provisions cited in this notice are suspended effective April 9, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 40—Comprehensive Emergency Medical Services Systems Regulations

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-40.420 Trauma Center Designation Requirements

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-40.420(2)(A)

19 CSR 30-40.420(2)(A) is hereby suspended. This waiver suspends the requirement that hospitals requesting to be reviewed and designated by the Department as a trauma center, stroke center, or a STEMI center must prepare forms created by the Department. It shall be waived to the extent necessary to allow hospitals an additional (90) days after the state of emergency has concluded to submit their applications to renew their trauma, stroke, and STEMI center designations.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 40—Comprehensive Emergency Medical Services
Systems Regulations

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-40.420 Trauma Center Designation Requirements

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-40.420(2)(G)

19 CSR 30-40.420(2)(G) is hereby suspended. This waiver suspends Department designation reviews required for trauma, stroke, and STEMI designated hospitals and allows applications to be sent in after the required time period in order to free up hospital resources to respond to COVID-19. Trauma, stroke, and STEMI reviews conducted on state designated hospitals take approximately 1-2 days for each review depending on the level of the center. These reviews require a lot of time for hospital staff to prepare for the review and to be available during the review. Further, the Department uses qualified contractors (physicians and nurses) from Missouri and other states to conduct these designation reviews. This waiver allows hospitals applying to the Department for renewal designation to continue to be designated until the Department can review these hospitals.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 40—Comprehensive Emergency Medical Services
Systems Regulations

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-40.420 Trauma Center Designation Requirements

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-40.420(2)(J)

19 CSR 30-40.420(2)(J) and section 190.241.3, RSMo, shall be waived to the extent necessary to temporarily suspend the requirement that an onsite/validation review occur on trauma centers every five years. The Department shall temporarily suspend all state trauma designation reviews with the exception of those necessary to main-

tain public health and safety and those considered to be immediate jeopardy situations, during the declared emergency period.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the provisions referenced in this notice are suspended effective April 2, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 40—Comprehensive Emergency Medical Services
Systems Regulations

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-40.420 Trauma Center Designation Requirements

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-40.420(3)

19 CSR 30-40.420(3) is hereby suspended. This waiver permits trauma, stroke and STEMI centers to apply to the Department to be trauma, stroke and STEMI centers through an alternate designation process by private organizations. This waiver allows hospitals applying to the Department for renewal designation through this alternate pathway process may continue to be designated until these private certifying organizations can review these hospitals. This shall not apply for those hospitals initially applying with the private certifying organization, including those hospitals which have had a consultative survey.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 40—Comprehensive Emergency Medical Services
Systems Regulations

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-40.720 Stroke Center Designation Application and Review

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-40.720(2)(A) & (B)

19 CSR 30-40.720(2)(A) & (B) is hereby suspended. This waiver suspends the requirement that hospitals requesting to be reviewed and designated by the Department as a trauma center, stroke center, or a STEMI center must prepare forms created by the Department. It shall be waived to the extent necessary to allow hospitals an additional (90) days after the state of emergency has concluded to submit their applications to renew their trauma, stroke, and STEMI center designations.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 40—Comprehensive Emergency Medical Services Systems Regulations

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-40.720 Stroke Center Designation Application and Review

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-40.720(2)(D)2.

19 CSR 30-40.720(2)(D)2. shall be waived to the extent necessary to temporarily suspend the requirement that an onsite/validation review occur on stroke centers every four years. The Department shall temporarily suspend all state stroke designation reviews with the exception of those necessary to maintain public health and safety and those considered to be immediate jeopardy situations, during the declared emergency period.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 40—Comprehensive Emergency Medical Services Systems Regulations

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-40.720 Stroke Center Designation Application and Review

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-40.720(2)(F) & (G)

19 CSR 30-40.720(2)(F) & (G) are hereby suspended. This waiver suspends Department designation reviews required for trauma, stroke, and STEMI designated hospitals and allows applications to be sent in after the required time period in order to free up hospital resources to respond to COVID-19. Trauma, stroke, and STEMI reviews conducted on state designated hospitals take approximately 1-2 days for each review depending on the level of the center. These reviews require a lot of time for hospital staff to prepare for the review and to be available during the review. Further, the Department uses qualified contractors (physicians and nurses) from Missouri and other states to conduct these designation reviews. This waiver allows hospitals applying to the Department for renewal designation to continue to be designated until the Department can review these hospitals.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 40—Comprehensive Emergency Medical Services Systems Regulations

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-40.720 Stroke Center Designation Application and Review

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-40.720(3)

19 CSR 30-40.720(3) is hereby suspended. This provision permits stroke centers to apply to the Department to be stroke centers through an alternate designation process by private organizations. This waiver allows hospitals applying to the Department for renewal designation through this alternate pathway process may continue to be designated until these private certifying organizations can review these hospitals. This shall not apply for those hospitals initially applying with the private certifying organization, including those hospitals which have had a consultative survey.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 40—Comprehensive Emergency Medical Services Systems Regulations

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-40.750 ST-Segment Elevation Myocardial Infarction (STEMI) Center Designation Application and Review

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-40.750(2)(A) & (B)

19 CSR 30-40.750(2)(A) & (B) are hereby suspended. This waiver suspends the requirement that hospitals requesting to be reviewed and designated by the Department as a trauma center, stroke center, or a STEMI center shall prepare forms created by the Department. It shall be waived to the extent necessary to allow hospitals an additional (90) days after the state of emergency has concluded to submit their applications to renew their trauma, stroke, and STEMI center designations.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 40—Comprehensive Emergency Medical Services Systems Regulations

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-40.750 ST-Segment Elevation Myocardial Infarction (STEMI) Center Designation Application and Review

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-40.750(2)(D)2.

19 CSR 30-40.750(2)(D)2. shall be waived to the extent necessary to temporarily suspend the requirement that an onsite/validation review occur on STEMI centers every three years. The Department shall temporarily suspend all state STEMI designation reviews with the exception of those necessary to maintain public health and safety and those considered to be immediate jeopardy situations, during the declared emergency period.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

**Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 40—Comprehensive Emergency Medical Services Systems Regulations**

IN ADDITION**NOTICE OF SUSPENSION OF RULE****19 CSR 30-40.750 ST-Segment Elevation Myocardial Infarction (STEMI) Center Designation Application and Review**

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-40.750(2)(F) & (G)

19 CSR 30-40.750(2)(F) & (G) are hereby suspended. This waiver suspends Department designation reviews required for trauma, stroke, and STEMI designated hospitals and allows applications to be sent in after the required time period in order to free up hospital resources to respond to COVID-19. Trauma, stroke, and STEMI reviews conducted on state designated hospitals take approximately 1-2 days for each review depending on the level of the center. These reviews require a lot of time for hospital staff to prepare for the review and to be available during the review. Further, the Department uses qualified contractors (physicians and nurses) from Missouri and other states to conduct these designation reviews. This waiver allows hospitals applying to the Department for renewal designation to continue to be designated until the Department can review these hospitals.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

**Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 40—Comprehensive Emergency Medical Services Systems Regulations**

IN ADDITION**NOTICE OF SUSPENSION OF RULE****19 CSR 30-40.750 ST-Segment Elevation Myocardial Infarction (STEMI) Center Designation Application and Review**

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-40.750(3)

19 CSR 30-40.750(3) is hereby suspended. This provision permits STEMI centers to apply to the Department to be STEMI centers through an alternate designation process by private organizations. This waiver allows hospitals applying to the Department for renewal designation through this alternate pathway process to continue to be designated until these private certifying organizations can review these hospitals. This shall not apply for those hospitals initially applying with the private certifying organization, including those hospitals which have had a consultative survey.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

**Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 70—Lead Abatement and Assessment Licensing, Training Accreditation**

IN ADDITION**NOTICE OF SUSPENSION OF RULE****19 CSR 30-70.140 Application Process and Requirements for the Licensure of Risk Assessors**

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-70.140(4)(B)

19 CSR 30-70.140(4)(B) shall be waived to the extent that applications for licensure as Lead Inspectors, Risk Assessors, and Lead Abatement Supervisors shall not be denied solely for an applicant's failure to meet the 180-day deadline of obtaining a passing examination score.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

**Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 70—Lead Abatement and Assessment Licensing, Training Accreditation**

IN ADDITION**NOTICE OF SUSPENSION OF RULE****19 CSR 30-70.160 Application Process and Requirements for the Licensure of Lead Abatement Supervisors**

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-70.160(4)(B)

19 CSR 30-70.160(4)(B) shall be waived to the extent that applications for licensure as Lead Inspectors, Risk Assessors, and Lead Abatement Supervisors shall not be denied solely for an applicant's failure to meet the 180-day deadline of obtaining a passing examination score.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2,

2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 70—Lead Abatement and Assessment Licensing, Training Accreditation

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-70.190 Renewal of Lead Occupation Licenses

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-70.190(1)(B)

19 CSR 30-70.190(1)(B) shall be temporarily waived to the extent that it requires that a refresher training course accredited by DHSS or the EPA be completed by licensees seeking to renew their licenses as Lead Inspectors, Risk Assessors, Lead Abatement Workers, Lead Abatement Supervisors, and Project Designers.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 84—Training Program for Nursing Assistants

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-84.010 Nurse Assistant Training Program

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-84.010

19 CSR 30-84.010 shall be waived in the following manner:

(1) 19 CSR 30-84.010(4) shall be waived to the extent necessary to allow seventy-five (75) hours of classroom training to be completed via webinar or other online instructional platform. 19 CSR 30-84.010(4) shall also be waived to the extent necessary to allow students who have been unable to perform 100 hours of supervised on-the-job training (clinical practice), to take the skills portion of the examination if they have a minimum of sixteen (16) hours of clinical practice.

(2) 19 CSR 30-84.010(3) and 19 CSR 30-84.010(5)(B)2. shall be waived to the extent that the provisions require an approved qualified instructor to complete orientation. This waiver shall allow any registered nurse to complete orientation.

(3) 19 CSR 30-84.010(7)(C) shall be waived to the extent necessary to allow classroom training via webinar or other online instructional platform. 19 CSR 30-84.010(7)(C) shall also be waived to the extent necessary to allow homes that have received a federal waiver to be a training site without state approval to be able to continue to operate for the duration of the federal waiver.

(4) 19 CSR 30-84.010(7)(D) shall be waived to the extent necessary to temporarily suspend the requirement of on-site training agency inspections during the declared emergency period.

(5) 19 CSR 30-84.010(8) shall be waived to the extent necessary to allow instructor/student ratio to exceed one to fifteen (1:15) ratio.

(6) 19 CSR 30-84.010(9)(C)2. shall be waived to the extent the

provisions require the examiner to not be employed by the operator whose students are being examined. Under this waiver, any approved examiner may conduct the exam.

(7) 19 CSR 30-84.010(10)(C)1. shall be waived to the extent the provisions require the instructor to select a long term care resident to participate in the testing process after obtaining approval from the resident. Under this waiver, this testing process can occur in a lab setting rather than with a long term care resident.

(8) 19 CSR 30-84.010(10)(C)5. shall be waived to the extent the provisions allow a person to retake the examination twice within ninety (90) days. Under this waiver, a student may retake the examination twice within one hundred eighty (180) days.

(9) 19 CSR 30-84.010(10)(C)6. shall be waived to the extent the provisions require a person permitted to challenge the final examination may only fail the final examination once. Under this waiver, a person may challenge the final examination twice before having to reenroll and complete the basic course.

(10) 19 CSR 30-84.010(11)(B)4. shall be waived to the extent the provisions require a nurse assistant to perform nurse services for monetary compensation for at least one (1) day in a twenty-four (24) consecutive month time period in order to keep his/her certificate valid. This waiver allows nurse assistants to provide proof of nursing services after the twenty-four (24) month consecutive period has passed. DHSS will tack on the amount of time the COVID-19 response was ongoing plus two (2) months.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the provisions referenced in this notice are suspended effective April 3, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 84—Training Program for Nursing Assistants

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-84.020 Certified Medication Technician Training Program

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-84.020

19 CSR 30-84.020 shall be waived in the following manner:

(1) 19 CSR 30-84.020(5) shall be waived to the extent the provisions require clinical practice, a final written examination and a minimum two (2) hour final practicum examination to be conducted in a licensed intermediate care facility or skilled nursing facility. This waiver shall allow clinical practice, the final written examination and a minimum two (2) hour final practicum examination to be conducted in a laboratory setting rather than in a licensed intermediate care facility or skilled nursing facility.

(2) 19 CSR 30-84.020(6)(B) shall be waived to the extent the provisions require students who drop the certified medication training course due to illness or incapacity to have to reenroll within six (6) months from the date the student withdrew from the course. This waiver allows an additional two (2) months after the state of emergency has ended for a student who drops the certified medication training course due to illness or incapacity the ability to reenroll.

(3) 19 CSR 30-84.020(7)(A) shall be waived to the extent the provisions require the challenge approval letters to be valid for one hundred twenty (120) days from the date of the department's approval. This waiver allows an additional two (2) months after the state of emergency has ended for the challenge approval letters to be valid.

(4) 19 CSR 30-84.020(7)(B) shall be waived to the extent the provisions require an individual who has successfully completed a professional or practical nursing program and who has not yet taken or

received the results of the state licensure examination to have to request a qualifying letter from the Department's Health Education Unit in order to allow the individual to administer medication in a long term care facility. This waiver shall allow an individual who has successfully completed a professional or practical nursing program who has not yet taken or received the results of the state licensure examination the ability to administer medications without requesting and receiving a qualifying letter from the Department. The facility shall maintain documentation that the individual successfully completed a professional or practical nursing program.

(5) 19 CSR 30-84.020(7)(C) shall be waived to the extent the provisions require an individual to not administer medications without the instructor present until the individual has successfully completed the challenge examination and holds an authorized signed certified course evaluation record. This waiver allows individuals who have successfully completed the challenge examination and who hold an authorized CMT Course Evaluation Record to administer medications without an instructor present.

(6) 19 CSR 30-84.020(7)(C) shall be waived to the extent the provisions require an authorized signed certified medication technician course evaluation record to be good for up to sixty (60) calendar days from the examination date pending receipt of the certificate or of listing on the Missouri certified nurse aide registry as an active certified medication technician. This waiver allows the authorized signed certified medication technician course evaluation record to be valid an additional two (2) months after the state of emergency has ended.

(7) 19 CSR 30-84.020(9)(B) shall be waived to the extent necessary to allow classroom training via webinar or other online instructional platform.

(8) 19 CSR 30-84.020(10)(D) shall be waived to the extent the provisions require the practicum examination to include preparing and administering all non-parenteral routes and documenting administration of medication to residents. This waiver shall allow the practicum examination to occur in a laboratory setting with an actor in place rather than with a long term care resident.

(9) 19 CSR 30-84.020(10)(F) shall be waived to the extent the provisions only allow a challenge examination to be taken one (1) time. This waiver shall allow a student to retake the challenge examination twice within one hundred eighty (180) days.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the provisions referenced in this notice are suspended effective April 9, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

Division 30—Division of Regulation and Licensure Chapter 84—Training Program for Nursing Assistants

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-84.030 Level I Medication Aide Training Program

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-84.030

19 CSR 30-84.030 shall be waived in the following manner:

(1) 19 CSR 30-84.030(1)(H)4. shall be waived to the extent necessary to allow classroom training via webinar or other online instructional platform.

(2) 19 CSR 30-84.030(7)(A) shall be waived to the extent the regulation prohibits only certain individuals from being allowed to enroll in the Level I Medication Aide course. This waiver shall allow for individuals not employed by a residential care facility or assisted living facility in direct resident care to be able to enroll in the Level I

Medication Aide course. This waiver also allows for individuals who are employed by the residential care facility or assisted living facility and not involved in direct resident care to be able to enroll in the Level I Medication Aide course.

(3) 19 CSR 30-84.030(7)(C) shall be waived to allow individuals who have completed the medication administration or pharmacology course in a professional nursing program, with a passing grade, to be able to administer medications without attending the Level I Medication Aide course or challenging the final examination. Documentation of the course work shall be kept by the facility.

(4) 19 CSR 30-84.030(7)(E)1. shall be waived to the extent the provisions require a Level I Medication Aide to complete biennial training during the state of emergency. This waiver shall allow Level I Medication Aides who are required to complete biennial training during the state of emergency an extra (2) months after the state of emergency has ended to complete the biennial training.

(5) 19 CSR 30-84.030(8)(B) shall be waived to the extent the provisions require an individual to have had one (1) year of experience working as a nurse and to have attended and successfully completed a "Train the Trainer" workshop in order to be qualified as an instructor to teach a Level I Medication Aide course. This waiver allows for an Level I Medication Aide instructor to only meet the requirements set forth in 19 CSR 30-84.030(8)(A) to be an Level I Medication Aide instructor.

(6) 19 CSR 30-84.030(9)(A)2. shall be waived to the extent the provisions require the practicum examination for Level I Medication Aides to occur in a residential care facility or assisted living facility. This waiver allows the practicum examination to occur in a laboratory setting.

(7) 19 CSR 30-84.030(10)(A)1.-3. shall be waived to the extent registered nurses have to meet certain requirements to be a registered nurse presenter in a Level I Medication Aide course. This waiver allows a Level I Medication Aide course registered nurse presenter to only have to be a registered nurse or licensed practical nurse with a current Missouri nurse license.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the provisions referenced in this notice are suspended effective April 9, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

Division 30—Division of Regulation and Licensure Chapter 84—Training Program for Nursing Assistants

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-84.040 Insulin Administration Training Program

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-84.040

19 CSR 30-84.040 shall be waived in the following manner:

(1) 19 CSR 30-84.040(2) shall be waived to the extent the provisions require four (4) hours of classroom instruction and does not allow for the practicum examination to be simulated. This waiver shall allow the course to be conducted via webinar or other online instructional format and the practicum examination may be simulated.

(2) 19 CSR 30-84.040(6)(A) shall be waived to the extent the provisions require a level I medication aide (LIMA) to be working in a residential care facility or assisted living facility and have a written recommendation for training completed by an administrator/manager or nurse with whom she or he has worked in order to be eligible to enroll in the Insulin Administration Training Program. This waiver

shall allow any LIMA who is not employed in a residential care facility or assisted living facility to enroll in the Insulin Administration Training Program and to enroll without a written recommendation.

(3) 19 CSR 30-84.040 (6)(B) shall be waived to the extent the provisions require a certified medication technician (CMT) to have a written recommendation for training completed by the administrator or director of nursing with whom she or he has worked and that recommendation be given to the training agency or instructor at the time of enrollment of the Insulin Administration Training Program. This waiver shall allow any CMT who is not employed in a long-term care facility to enroll in the Insulin Administration Training Program and to enroll without a written recommendation.

(4) 19 CSR 30-84.040(7) shall be waived to the extent the provisions require a registered nurse (RN) to be an approved instructor for the level I medication aide program, an instructor/examiner for the Certified Nurse Assistant Program or an instructor for the certified medication technician program in order to teach the insulin administration course. This waiver shall allow any individual currently licensed to practice as either an RN or practical nurse in Missouri, or any individual who holds a current temporary permit from the Missouri State Board of Nursing, or any individual who holds a multi-state or single state registered nurse license from a jurisdiction that is party to the Nurse Licensure Compact to be able to teach the Insulin Administration Course. The instructor/examiner shall not be subject to current disciplinary action such as probation, suspension, or revocation and shall not be listed on the department's Employee Disqualification List.

(5) 19 CSR 30-84.040 (8)(A)2. shall be waived to the extent the provisions require the practicum examination to include the preparation, administration, and recording of administration of insulin to a resident(s) under the direct supervision of the instructor/examiner. This waiver shall allow the practicum examination to be conducted in a simulated situation, which may include a laboratory setting where actors or mannequins are used instead of residents.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the provisions referenced in this notice are suspended effective April 15, 2020 until May 15, 2020.

**Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 85—Intermediate Care and Skilled Nursing Facility**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-85.022 Fire Safety and Emergency Preparedness Standards for New and Existing Intermediate Care and Skilled Nursing Facilities

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-85.022

19 CSR 30-85.022 shall be waived in the following manner:

(1) 19 CSR 30-85.022(8) shall be waived to the extent that the provisions require fire extinguishers be maintained in new and existing intermediate care and skilled nursing facilities. This waiver allows the required maintenance of fire extinguishers by an outside vendor to be delayed. Facilities have until two (2) months after the state of emergency has concluded to be current with the required maintenance of fire extinguishers.

(2) 19 CSR 30-85.022(9) shall be waived to the extent that the provisions require the range hood extinguishing system to be tested and

maintained and the range hood to be certified at least twice annually in new and existing intermediate care and skilled nursing facilities. This waiver allows the required maintenance and certification by an outside vendor to be delayed. Facilities have until two (2) months after the state of emergency has concluded to be current with the required maintenance and certification of range hood extinguishing systems.

(3) 19 CSR 30-85.022(10)(C) shall be waived to the extent that the provisions require inspections and written certifications of the complete fire alarm system to be completed by an approved qualified service representative, at least annually, in new and existing intermediate care and skilled nursing facilities. This waiver allows the required inspections and certifications to be delayed. Facilities have until two (2) months after the end of the state of emergency to be current on the required inspections and written certifications for complete fire alarm systems.

(4) 19 CSR 30-85.022(11)(A) shall be waived to the extent that the provisions require inspections and written certifications of the sprinkler system to be completed by an approved qualified service representative, at least annually, in new and existing intermediate care and skilled nursing facilities. This waiver allows the required inspections and certifications to be delayed. Facilities have until two (2) months after the end of the state of emergency to be current on the required inspections and certifications of the sprinkler system.

(5) 19 CSR 30-85.022(33)(D) shall be waived to the extent that the provisions require new and existing intermediate care and skilled nursing facilities to conduct unannounced fire drills and a simulated resident evacuation that involves the local fire department or emergency service at least once a year. This waiver allows all fire drills during the state of emergency to be announced. This waiver also allows facilities to delay the simulated resident evacuation. Facilities have until two (2) months after the end of the state emergency to be current on the simulated resident evacuation.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the provisions referenced in this notice are suspended effective April 15, 2020 until May 15, 2020.

**Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 85—Intermediate Care and Skilled Nursing Facility**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-85.042 Administration and Resident Care Requirements for New and Existing Intermediate Care and Skilled Nursing Facilities

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-85.042 19 CSR 30-85.042 shall be waived in the following manner:

(1) 19 CSR 30-85.042(11) shall be waived to the extent that the provisions require new and existing intermediate care and skilled nursing facilities to provide regular daily visiting hours.

(2) 19 CSR 30-85.042(20) shall be waived to the extent that the provisions require new and existing intermediate care and skilled nursing facilities to prohibit nursing assistants from providing direct resident care until the nursing assistants have successfully completed the sixteen (16)-hour orientation module and at least twelve (12) hours of supervised practical orientation from the state-approved training program. Under this waiver, nursing assistants shall be allowed to provide direct resident care after completing at least

twelve (12) hours of supervised practical orientation, which may be specific to the nursing assistant's duties and responsibilities rather than from the state-approved training program.

(3) 19 CSR 30-85.042(33) shall be waived to the extent that the provisions require new and existing intermediate care and skilled nursing facilities to employ nurses that are currently licensed in Missouri. This waiver shall allow the facilities to employ nurses who hold a multistate license through the nurse licensure compact in which Missouri is not their home state as those terms are defined in the nurse licensure compact in section 335.365, RSMo.

(4) 19 CSR 30-85.042(40) shall be waived to the extent that the provisions prohibit nursing personnel in any new and existing intermediate care and skilled nursing facilities with more than twenty (20) residents from being able to perform non-nursing duties.

(5) 19 CSR 30-85.042(49) shall be waived to the extent that the provisions require medications be administered in new and existing intermediate care and skilled nursing facilities by only licensed physicians, licensed nurses, and medication technicians who have successfully completed the state-approved course for medication administration. This waiver allows those individuals, who have completed a nurse education program but have not yet taken the nurse exam, the ability to administer medications to residents.

(6) 19 CSR 30-85.042(50) shall be waived to the extent that the provisions require insulin injection medications to be administered only by a licensed physician, licensed nurse and certified medication technician, who has successfully completed the state-approved course for insulin administration, in new and existing intermediate care and skilled nursing facilities. This waiver allows those individuals, who have completed a nurse education program but have not yet taken the nurse exam, the ability to administer insulin injection medications.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the provisions referenced in this notice are suspended effective April 15, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

**Division 30—Division of Regulation and Licensure
Chapter 85—Intermediate Care and Skilled Nursing Facility**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-85.052 Dietary Requirements for New and Existing Intermediate Care and Skilled Nursing Facilities

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-85.052

19 CSR 30-85.052 shall be waived in the following manner:

(1) 19 CSR 30-85.052(14) shall be waived to the extent that the provisions require sufficient personnel properly training in their duties to assure adequate preparation and serving of food in new and existing intermediate care and skilled nursing facilities. This waiver allows a facility to train individuals on the spot due to provide adequate preparation and serving of food.

(2) 19 CSR 30-85.052(16) shall be waived to the extent that the provisions require menus for special prescribed diets to be reviewed and approved in writing by either a qualified dietician, a registered nurse or a physician in new and existing intermediate care and skilled nursing facilities. This waiver allows for the facility to obtain verbal orders from the qualified dietician, registered nurse or physician of the special prescribed diets.

(3) 19 CSR 30-85.052(21) shall be waived to the extent that the provisions require new and existing intermediate care and skilled

nursing facilities to plan menus at least two (2) weeks in advance.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the provisions referenced in this notice are suspended effective April 15, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

**Division 30—Division of Regulation and Licensure
Chapter 86—Residential Care Facilities and Assisted Living Facilities**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-86.042 Administrative, Personnel and Resident Care Requirements for New and Existing Residential Care Facilities

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-86.042

19 CSR 30-86.042 shall be waived in the following manner:

(1) 19 CSR 30-86.042(21)(I) shall be waived to the extent the provisions require residential care facilities to maintain on the premises a written statement signed by a licensed physician or physician's designee indicating the facility employee can work in a long-term care facility and indicating any limitations.

(2) 19 CSR 30-86.042(50) shall be waived to the extent that the provisions require insulin injections to be administered only by a physician, licensed nurse and certified medication technician or level I medication aide, who has successfully completed the state-approved course for insulin administration, in residential care facilities. This waiver allows those individuals, who have completed a nurse education program but have not yet taken the nurse exam, the ability to administer insulin injections.

(3) 19 CSR 30-86.042(51) shall be waived to the extent that the provisions require medications to be administered to residents of residential care facilities by a physician, licensed nurse, certified medication technician, and level I medication aide. This waiver allows those individuals, who have completed a nurse education program but have not yet taken the nurse exam, the ability to administer medications to residents.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the provisions referenced in this notice are suspended effective April 15, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

**Division 30—Division of Regulation and Licensure
Chapter 86—Residential Care Facilities and Assisted Living Facilities**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-86.043 Administrative, Personnel, and Resident Care Requirements for Facilities Licensed as a Residential Care Facility II on August 27, 2006 that Will Comply with Residential Care Facility II Standards

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-86.043

19 CSR 30-86.043 shall be waived in the following manner:

(1) 19 CSR 30-86.043(19) shall be waived to the extent the provisions require a residential care facility II to maintain on the premises a written statement signed by a licensed physician or physician's designee indicating the facility employee can work in a long-term care facility and indicating any limitations.

(2) 19 CSR 30-86.043(48) shall be waived to the extent that the provisions require insulin injections to be administered only by a physician, licensed nurse or a person trained to do so by a licensed nurse or physician at a residential care facility II. This waiver shall allow those individuals, who have completed a nurse education program but have not yet taken the nurse exam, the ability to administer insulin injections.

(3) 19 CSR 30-86.043(49) shall be waived to the extent that the provisions require medications to be administered to residents of a residential care facility II by a physician, licensed nurse, certified medication technician, and level I medication aide. This waiver allows those individuals, who have completed a nurse education program but have not yet taken the nurse exam, the ability to administer medications to residents.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the provisions referenced in this notice are suspended effective April 15, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 86—Residential Care Facilities and Assisted Living Facilities

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 30-86.047 Administrative, Personnel, and Resident Care Requirements for Assisted Living Facilities

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 30-86.047

19 CSR 30-86.047 shall be waived in the following manner:

(1) 19 CSR 30-86.047(20)(I) shall be waived to the extent that the provisions require assisted living facilities to maintain on the premises a written statement signed by a licensed physician or physician's designee indicating the facility employee can work in a long-term care facility and indicating any limitations.

(2) Section 198.073.4 and 19 CSR 30-86.047 (3) and (10) shall be waived to the extent that the provisions prohibit an assisted living facility from providing care to a resident who requires skilled nursing services. This waiver allows assisted living facilities who comply with the requirements set forth in 19 CSR 30-86.045 to care for residents who need skilled nursing services so long as sufficiently trained staff are present onsite at all times to provide the required services.

(3) 19 CSR 30-86.047(45) shall be waived to the extent that the provisions require insulin injections to be administered only by a physician, licensed nurse and certified medication technician or level I medication aide who has successfully completed the state-approved course for insulin administration. This waiver allows nursing students in those facilities designated as a clinical training site for registered nurses/licensed practical nurses and those individuals, who have completed a nurse education program but have not yet taken the nurse exam, the ability to administer insulin injections, other than insulin.

(4) 19 CSR 30-86.047(46) shall be waived to the extent that the provisions require medications be administered in assisted living facilities by only physicians, licensed nurses, certified medication technicians or level I medication aides. This waiver allows nursing students in those facilities designated as a clinical training site for registered nurses/licensed practical nurses and those individuals, who have completed a nurse education program but have not yet taken the

nurse exam, the ability to administer medications to residents.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the provisions referenced in this notice are suspended effective April 15, 2020 until May 15, 2020.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 60—Missouri Health Facilities Review Committee
Chapter 50—Certificate of Need Program

**NOTIFICATION OF REVIEW:
APPLICATION REVIEW SCHEDULE**

The Missouri Health Facilities Review Committee has initiated review of the CON applications listed below. A decision is tentatively scheduled for July 13, 2020. These applications are available for public inspection at the address shown below.

Date Filed

Project Number: Project Name
City (County)
Cost, Description

04/28/2020

#5778 HS: Mercy Hospital St. Louis
St. Louis (St. Louis County)
\$1,645,285, Add additional angiography unit

#5753 RS: Forest Hills Assisted Living and Memory Care
High Ridge (Jefferson County)
\$9,346,255, Establish a 78-bed ALF

05/01/2020

#5789 NS: St. Joe Manor
Bonne Terre (St. Francois County)
\$15,000, Add 15 SNF beds to existing 120-bed facility

#5790 DS: Emerald Heights
Ferguson (St. Louis County)
\$2,479,555, Establish a 150-bed SNF & 28-bed ALF

Any person wishing to request a public hearing for the purpose of commenting on these applications must submit a written request to this effect, which must be received by June 3, 2020. All written requests and comments should be sent to—

Chairman
Missouri Health Facilities Review Committee
c/o Certificate of Need Program
3418 Knipp Drive, Suite F
PO Box 570
Jefferson City, MO 65102
For additional information contact Alison Dorge at
alison.dorge@health.mo.gov.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 73—Missouri Board of Nursing Home Administrators
Chapter 2—General Rules

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 73-2.050 Renewal of Licenses

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 73-2.050(2)(A)2.

19 CSR 73-2.050(2)(A)2. shall be waived to the extent necessary to allow for any or all continuing education hours for license renewal to be completed online.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

**Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 73—Missouri Board of Nursing Home Administrators
Chapter 2—General Rules**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 73-2.050 Renewal of Licenses

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 73-2.050(3)

19 CSR 73-2.050(3) shall be waived to the extent necessary to allow for any or all continuing education hours for license renewal to be completed online.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

**Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 73—Missouri Board of Nursing Home Administrators
Chapter 2—General Rules**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 73-2.050 Renewal of Licenses

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 73-2.050(4)

19 CSR 73-2.050(4) shall be waived to the extent necessary to allow for any or all continuing education hours for license renewal to be completed online.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

**Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 73—Missouri Board of Nursing Home Administrators
Chapter 2—General Rules**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 73-2.051 Retired Licensure Status

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 73-2.051(4)(C)

19 CSR 73-2.051(4)(C), shall be waived to the extent necessary to allow for those with retired licensure status to complete more than half of the required continuing education hours online.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

**Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 73—Missouri Board of Nursing Home Administrators
Chapter 2—General Rules**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 73-2.053 Inactive Licensure Status

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 73-2.053(2)(C)

19 CSR 73-2.053(2)(C) shall be waived to the extent necessary to allow for those with inactive licensure status to complete any and all continuing education hours online.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

**Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 73—Missouri Board of Nursing Home Administrators
Chapter 2—General Rules**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 73-2.055 Renewal of Expired License

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 73-2.055(2)

19 CSR 73-2.055(2) shall be waived to the extent necessary to allow for any or all continuing education hours for those renewing an expired license to be completed online.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

**Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 73—Missouri Board of Nursing Home Administrators
Chapter 2—General Rules**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 73-2.070 Examination

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 73-2.070(2)

19 CSR 73-2.070(2) shall be waived to the extent necessary to allow for the Board of Nursing Home Administrators to extend the timeframe for an applicant to complete and pass the necessary examinations.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

**Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 73—Missouri Board of Nursing Home Administrators
Chapter 2—General Rules**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 73-2.080 Temporary Emergency Licenses

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 73-2.080(2)

19 CSR 73-2.080(2) shall be waived to the extent necessary to allow for the Board of Nursing Home Administrators to alter the temporary emergency license for a period exceeding 90 days.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

**Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 73—Missouri Board of Nursing Home Administrators
Chapter 2—General Rules**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

19 CSR 73-2.080 Temporary Emergency Licenses

ACTION TAKEN: NOTICE OF SUSPENSION OF 19 CSR 73-2.080(5)

19 CSR 73-2.080(5) shall be waived to the extent necessary to allow for the Board of Nursing Home Administrators to give more than one extension of a temporary emergency license.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

**Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2110—Missouri Dental Board
Chapter 2—General Rules**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2110-2.010 Licensure by Examination—Dentists

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20

CSR 2110-2.010(1)(E).

This provision in the rule restricts applicants from obtaining certification in Basic Life Support through online only courses. The waiver allows applicants to obtain Basic Life Support certification through online or distance learning methods eliminating the need for licensees to gather at meetings during the State of Emergency.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 10, 2020 until May 15, 2020.

**Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2110—Missouri Dental Board
Chapter 2—General Rules**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2110-2.030 Licensure by Credentials—Dentists

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2110-2.030(1)(F).

This provision in the rule restricts applicants from obtaining certification in Basic Life Support through online only courses. The waiver allows applicants to obtain Basic Life Support certification through online or distance learning methods eliminating the need for licensees to gather at meetings during the State of Emergency.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 10, 2020 until May 15, 2020.

**Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2110—Missouri Dental Board
Chapter 2—General Rules**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2110-2.050 Licensure by Examination—Dental Hygienists

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2110-2.050(1)(E).

This provision in the rule restricts applicants from obtaining certification in Basic Life Support through online only courses. The waiver allows applicants to obtain Basic Life Support certification through online or distance learning methods eliminating the need for licensees to gather at meetings during the State of Emergency.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 10, 2020 until May 15, 2020.

**Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2110—Missouri Dental Board
Chapter 2—General Rules**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2110-2.070 Licensure by Credentials—Dental Hygienists

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2110-2.070(1)(F).

This provision in the rule restricts applicants from obtaining certification in Basic Life Support through online only courses. The waiver allows applicants to obtain Basic Life Support certification through online or distance learning methods eliminating the need for licensees to gather at meetings during the State of Emergency.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 10, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

**Division 2110—Missouri Dental Board
Chapter 2—General Rules**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2110-2.120 Dental Assistants

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2110-2.120(4)(A)4.

This provision in the rule restricts applicants from obtaining certification in Basic Life Support through online only courses. The waiver allows applicants to obtain Basic Life Support certification through online or distance learning methods eliminating the need for licensees to gather at meetings during the State of Emergency.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 10, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

**Division 2110—Missouri Dental Board
Chapter 4—Sedation**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2110-4.020 Moderate Sedation

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2110-4.020(II)(A)2 and (15)(D).

This provision in the rule restricts applicants from obtaining certification in Basic Life Support through online only courses. The waiver allows applicants to obtain Basic Life Support certification through online or distance learning methods eliminating the need for licensees to gather at meetings during the State of Emergency.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 10, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

**Division 2110—Missouri Dental Board
Chapter 4—Sedation**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2110-4.040 Deep Sedation/General Anesthesia

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2110-4.040(8)(B)1. and (13)(D).

This provision in the rule restricts applicants from obtaining certification in Basic Life Support through online only courses. The waiver allows applicants to obtain Basic Life Support certification through online or distance learning methods eliminating the need for licensees to gather at meetings during the State of Emergency.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 10, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

**Division 2120—State Board of Embalmers and Funeral Directors
Chapter 2—General Rules**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2120-2.010 Embalmer's Registration and Apprenticeship

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2120-2.010.

The purpose of the waiver is to allow those embalmer applicants that are waiting to take their exam but aren't able due to the testing facilities being closed the opportunity to receive a temporary registration to practice during the State of Emergency.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 10, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

**Division 2120—State Board of Embalmers and Funeral Directors
Chapter 2—General Rules**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2120-2.060 Funeral Directing

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2120-2.060.

The purpose of the waiver is to allow those funeral director applicants that are waiting to take their exams but are not able due to the testing facilities being closed the opportunity to receive a temporary registration to practice during the State of Emergency.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 10, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2120—State Board of Embalmers and Funeral Directors
Chapter 2—General Rules

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2120-2.070 Funeral Establishments

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2120-2.070.

The reason for the waiver is to allow for the inspection of a new applicants for a funeral establishment to submit photos or a video for the inspection until our inspectors are able to visit the locations during the State of Emergency.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 10, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2150—State Board of Registration for the Healing Arts
Chapter 2—Licensing of Physicians and Surgeons

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2150-2.030 Licensing by Reciprocity

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2150-2.030

This rule provides information to those applicants desiring licensure by reciprocity. Waiver of this rule eliminates Missouri licensure by reciprocity requirements for physicians and surgeons who are licensed to practice in any state or territory of the United States or the District of Columbia and have had no discipline on their license to practice in this state without having to file an application for licensure with the board. The parties affected by the waiver of this rule are physicians and surgeons licensed in another who wish to practice in this state in the same manner and to the same extent as physicians and surgeons are authorized to practice in Missouri during this State of Emergency.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2150—State Board of Registration for the Healing Arts
Chapter 2—Licensing of Physicians and Surgeons

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2150-2.153 Reinstatement of an Inactive License

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2150-2.153

This rule specifies the requirements physicians and surgeons must follow to request reinstatement of a license that has been inactive. The waiver of this rule allows physicians and surgeons who hold a Missouri inactive license and wish to reengage in the practice of medicine to do so without applying for reinstatement of licensure. The parties affected by this suspension are physicians and surgeons who have an inactive Missouri license.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2150—State Board of Registration for the Healing Arts
Chapter 2—Licensing of Physicians and Surgeons

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2150-2.240 Assistant Physician Collaborative Practice Agreements

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2150-2.240(1)(A) and (B).

The reason for the waiver of geographic proximity of collaborating physicians with assistant physicians is to allow the assistant physicians to practice outside the geographic proximity when providing patient care during the State of Emergency.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2150—State Board of Registration for the Healing Arts
Chapter 3—Licensing of Physical Therapists and Physical Therapist Assistants

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2150-3.010 Applicants for Licensure as Professional Physical Therapists

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2150-3.010(3).

The reason for the waiver is to allow applicants for a physical therapist license to submit unofficial transcript during this State of Emergency in order to expedite the application process. This waiver is limited to physical therapists who are licensed in another state who are applying for a permanent physical therapist license in the state of Missouri whose physical therapy program is unable to send an official transcript be sent to the board office.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

Division 2150—State Board of Registration for the Healing Arts

Chapter 3—Licensing of Physical Therapists and Physical Therapist Assistants

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2150-3.040 Licensing by Reciprocity—Physical Therapists

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2150-3.040(1).

This rule provides information to those applicants desiring licensure by reciprocity. Waiver of this rule eliminates Missouri licensure by reciprocity requirements for physical therapists who are licensed to practice in any state or territory of the United States or the District of Columbia and have had no discipline on their license to practice in this state without having to file an application for licensure with the board. The parties affected by the waiver of this rule are physical therapists licensed in another who wish to practice in this state in the same manner and to the same extent as physical therapists are authorized to practice in Missouri during this State of Emergency.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

Division 2150—State Board of Registration for the Healing Arts

Chapter 3—Licensing of Physical Therapists and Physical Therapist Assistants

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2150-3.050 Temporary Licenses—Physical Therapists

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2150-3.050(5)(E) and (6).

The purpose for the waiver is limited to physical therapists who need their temporary license extended during this state of emergency. This waiver does not extend to waive any supervision requirements of section 334.550, RSMo. The parties affected by this waiver are limited to physical therapists who hold a temporary permit and are awaiting their results of the examination.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

Division 2150—State Board of Registration for the Healing Arts

Chapter 3—Licensing of Physical Therapists and Physical Therapist Assistants

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2150-3.053 Temporary Licenses for Reinstatement of an Inactive License—Physical Therapists

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2150-3.053.

The waiver of this rule allows physical therapist who hold a Missouri inactive license and wish to reengage in the practice of physical therapy to return to practice without applying for reinstatement of their Missouri license. The parties affected by the waiver of this rule are physical therapists who hold an inactive Missouri license but want to return to practice during this State of Emergency.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

Division 2150—State Board of Registration for the Healing Arts

Chapter 3—Licensing of Physical Therapists and Physical Therapist Assistants

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2150-3.057 Reinstatement of an Inactive License—Physical Therapists

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2150-3.057

This rule specifies the requirements physical therapists must follow to request reinstatement of a license that has been inactive. The waiver of this rule allows physical therapists who hold a Missouri inactive license and wish to reengage in the practice of physical therapy to do so without applying for reinstatement of licensure. The parties affected by this suspension are physical therapists who have an inactive Missouri license.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

Division 2150—State Board of Registration for the Healing Arts

Chapter 3—Licensing of Physical Therapists and Physical Therapist Assistants

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2150-3.066 Physical Therapist—Retirement, Name and Address Change

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2150-3.066.

This rule specifies the requirements physical therapists must follow to request reinstatement of a license that has been retired. The waiver of this rule allows physical therapists who hold a Missouri retired license and wish to reengage in the practice of physical therapy to do so without applying for reinstatement of licensure. The parties affected by this suspension are physical therapists who have a retired Missouri license.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

**Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2150—State Board of Registration for the Healing Arts
Chapter 3—Licensing of Physical Therapists and Physical Therapist Assistants**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2150-3.120 Physical Therapist Assistant Reciprocity Applicants

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2150-3.120

This rule provides information to those applicants desiring licensure by reciprocity. Waiver of this rule eliminates Missouri licensure by reciprocity requirements for physical therapist assistants who are licensed to practice in any state or territory of the United States or the District of Columbia and have had no discipline on their license to practice in this state without having to file an application for licensure with the board. The parties affected by the waiver of this rule are physical therapist assistants licensed in another who wish to practice in this state in the same manner and to the same extent as physical therapist assistants are authorized to practice in Missouri during this State of Emergency.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

**Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2150—State Board of Registration for the Healing Arts
Chapter 3—Licensing of Physical Therapists and Physical Therapist Assistants**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2150-3.150 Physical Therapist Assistant Temporary Licensure

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2150-3.150(4) and (5)(E).

The purpose for the waiver is limited to physical therapist assistants who need their temporary license extended during this state of Emergency. This waiver does not extend to waive any supervision requirements of section 334.550, RSMo. The parties affected by this waiver are limited to physical therapist assistants who hold a temporary permit and are awaiting the results of their examination.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

**Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2150—State Board of Registration for the Healing Arts
Chapter 3—Licensing of Physical Therapists and Physical Therapist Assistants**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2150-3.153 Physical Therapist Assistant Temporary Licenses for Reinstatement

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2150-3.153.

The waiver of this rule allows physical therapy assistants who hold a Missouri inactive license and wish to reengage in the practice of physical therapy to return to practice without applying for reinstatement of their Missouri license. The parties affected by the waiver of this rule are physical therapist assistants who hold an inactive Missouri license but want to return to practice during this State of Emergency.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

**Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2150—State Board of Registration for the Healing Arts
Chapter 3—Licensing of Physical Therapists and Physical Therapist Assistants**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2150-3.165 Physical Therapist Assistant—Reinstatement of an Inactive License

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2150-3.165.

This rule specifies the requirements physical therapist assistants must follow to request reinstatement of a license that has been inactive. The waiver of this rule allows physical therapist assistants who hold a Missouri inactive license and wish to reengage in the practice of physical therapy to do so without applying for reinstatement of licensure. The parties affected by this suspension are physical therapist assistants who have an inactive Missouri license.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2150—State Board of Registration for the Healing Arts
Chapter 3—Licensing of Physical Therapists and Physical Therapist Assistants

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2150-3.180 Physical Therapist Assistant Biennial Renewal—Retirement, Name and Address Changes

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2150-3.180(6).

This rule specifies the requirements physical therapist assistants must follow to request reinstatement of a license that has been retired. The waiver of this rule allows physical therapist assistants who hold a Missouri retired license and wish to reengage in the practice of physical therapy to do so without applying for reinstatement of licensure. The parties affected by this suspension are physical therapist assistants who have a retired Missouri license.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2150—State Board of Registration for the Healing Arts
Chapter 5—General Rules

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2150-5.100 Collaborative Practice Arrangement with Nurses

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2200-2150-5.100(2)(C) and (4)(E).

Subsection (2)(C) shall be waived for the requirement that the APRN practice with the collaborating physician continuously present for at least a one- (1-) month period of time before practicing in a setting where the collaborating physician is not continuously present.

Subsection (4)(E) is waived relating to the requirement that the collaborating physician or any other physician designated in the collaborative practice arrangement review the APRN's delivery of health care services through a review of a minimum of ten percent (10%) of the charts every fourteen (14) days. This waiver does not include the review of the percentage of cases where the APRN prescribed controlled substances.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2150—State Board of Registration for the Healing Arts
Chapter 7—Licensing of Physician Assistants

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2150-7.122 Supervision, Name and Address Change Requirements, Retirement Affidavits

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2150-7.122(4).

This rule specifies the requirements physicians assistants must follow to request reinstatement of a license that has been retired. The waiver of this rule allows physician assistants who hold a Missouri retired license and wish to reengage in practice to do so without applying for reinstatement of licensure. The parties affected by this suspension are physician assistants who have a retired Missouri license.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2150—State Board of Registration for the Healing Arts
Chapter 7—Licensing of Physician Assistants

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2150-7.135 Physician Assistant Supervision Agreements

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2150-7.135(8)(C).

The reason for the waiver of geographic proximity of collaborating physicians and physician assistants is to allow the physician assistants to practice outside the geographic proximity when providing patient care during the State of Emergency.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2150—State Board of Registration for the Healing Arts
Chapter 7—Licensing of Physician Assistants

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2150-7.135 Physician Assistant Supervision Agreements

ACTION TAKEN: NOTICE OF SUSPENSION OF 20 CSR 2150-7.135(8)(C)

20 CSR 2150-7.135(8)(C) and sections 190.094.1 and 2, and 190.105.2 RSMo, shall be waived to the extent to allow for a physician assistant to be in attendance with the patient in the patient

compartment at all times and this physician assistant shall count as a crew member on an ambulance. The collaborative practice mileage restriction of seventy-five (75) miles shall not apply for physician assistants when they are providing care to the patient in the patient compartment during transport to a hospital beyond seventy-five (75) miles.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule and statutes referenced in this notice is suspended effective April 9, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2150—State Board of Registration for the Healing Arts
Chapter 8—Licensing of Clinical Perfusionists

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2150-8.030 Applicants for Licensure as Clinical Perfusionists by Reciprocity

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2150-8.030.

This rule provides information to those applicants desiring licensure by reciprocity. Waiver of this rule eliminates Missouri licensure by reciprocity requirements for clinical perfusionists who are licensed to practice in any state or territory of the United States or the District of Columbia and have had no discipline on their license to practice in this state without having to file an application for licensure with the board. The parties affected by the waiver of this rule are clinical perfusionists licensed in another who wish to practice in this state in the same manner and to the same extent as physical clinical perfusionists are authorized to practice in Missouri during this State of Emergency.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2150—State Board of Registration for the Healing Arts
Chapter 9—Licensing of Anesthesiologist Assistants

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2150-9.090 Late Registration

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2150-9.090.

This rule specifies the requirements anesthesiologist assistants must follow for late registration of license. The waiver of this rule allows anesthesiologist assistants who hold a Missouri license that was not renewed by January 31, 2020 who wish to reengage in practice to do so without applying for late registration. The parties affected by this suspension are anesthesiologist assistants who hold a Missouri license that expired on January 31, 2020 and does not apply to anesthesiologist assistants who have been revoked, suspended, or had any other type of discipline on their license.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-

04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2150—State Board of Registration for the Healing Arts
Chapter 9—Licensing of Anesthesiologist Assistants

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2150-9.100 Minimum Requirements for Reinstatement of Licensure

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2150-9.100.

This rule specifies the requirements anesthesiologist assistants must follow to request reinstatement of a license that has been inactive. The waiver of this rule allows anesthesiologist assistants who hold a Missouri inactive license and wish to reengage in practice to do so without applying for reinstatement of licensure. The parties affected by this suspension are anesthesiologist assistants who hold an inactive Missouri license and does not apply to anesthesiologist assistants who have been revoked, suspended, or had any other type of discipline on their license.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 3, 2020 until May 15, 2020.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 2200—State Board of Nursing
Chapter 4—General Rules

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2200-4.200 Collaborative Practice

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2200-4.200(2)(C) and (4)(E).

Subsection (2)(C) shall be waived for the requirement that the APRN practice with the collaborating physician continuously present for at least a one- (1-) month period of time before practicing in a setting where the collaborating physician is not continuously present.

Subsection (4)(E) is waived relating to the requirement that the collaborating physician or any other physician designated in the collaborative practice arrangement review the APRN's delivery of health care services through a review of a minimum of ten percent (10%) of the charts every fourteen (14) days. This waiver does not include the review of the percentage of cases where the APRN prescribed controlled substances.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 2, 2020 until May 15, 2020.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE
Division 2255—Missouri Board for Respiratory Care
Chapter 2—Licensure Requirements**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2255-2.010 Application for Licensure

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2255-2.010.

This regulation states that an application is not complete until certain fees and documents are received. During the COVID19 situation, the board will accept applications and supporting documents via email with the application fee being collected at a later date.

Section (3) requires the applicant to request the National Board for Respiratory Care (NBRC) to submit verification of certification directly to the board. During the COVID 19 situation, this information will be obtained directly from the NBRC's website via board staff.

Section (4) requires that the applicant have verification sent from every state, territory, province, or country in which they hold or ever held a license. During the COVID-19 situation, if the applicant is licensed in more than one (1) state, territory, province, or country, the board will accept license verification via email from one (1) of the states, territories, provinces, or countries at the time of application. The remaining license verifications will be collected at a later date.

Section (5) requires applicants to submit proof of fingerprinting. Realizing that most fingerprinting facilities are closed at this time, the board will waive this requirement and will collect fingerprints at a later date.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 7, 2020 until May 15, 2020.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE
Division 2255—Missouri Board for Respiratory Care
Chapter 2—Licensure Requirements**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2255-2.040 License Renewal

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2255-2.040.

This regulation requires verification of completion of the required continuing education hours pursuant to rules promulgated by the board. This waiver will relieve therapists of having to submit proof of the required continuing education inasmuch as learning opportunities have been canceled in efforts to eliminate licensees gathering at such events.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 6, 2020 until May 15, 2020.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE
Division 2255—Missouri Board for Respiratory Care
Chapter 2—Licensure Requirements**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2255-2.060 Reinstatement

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2255-2.060.

This regulation outlines the reinstatement requirements for anyone whose license has been expired/lapsed for less than four (4) years. During the COVID-19 situation, the board will accept reinstatement renewal forms via email with renewal and delinquent fees being collected at a later date. In addition, the board will waive the requirement to submit proof of continuing education.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 7, 2020 until May 15, 2020.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE
Division 2255—Missouri Board for Respiratory Care
Chapter 4—Continuing Education Requirements**

IN ADDITION

NOTICE OF SUSPENSION OF RULE

20 CSR 2255-4.010 Continuing Education Requirements

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE 20 CSR 2255-4.010.

This regulation requires the completion of twenty-four (24) hours of approved continuing education in order to renew a license. This waiver will relieve therapists of having to complete the education as a condition of renewal.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is suspended effective April 6, 2020 until May 15, 2020.