

FIRST REGULAR SESSION

# HOUSE BILL NO. 1192

## 99TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE HUBRECHT.

2334H.011

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To repeal section 335.021, RSMo, and to enact in lieu thereof one new section relating to the Missouri state board of nursing.

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

Section A. Section 335.021, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 335.021, to read as follows:

335.021. 1. "The Missouri State Board of Nursing" shall consist of nine members, five of whom must be registered professional nurses. ~~[Two members]~~ **One member** of the board must be a licensed practical ~~[nurses]~~ **nurse** and one member a voting public member. Two of the five registered professional nurses shall hold a graduate degree in nursing, and at least one of the professional nurse members shall represent nursing practice **and at least one member shall be an advanced practice registered nurse**. Any person, other than the public member, appointed to the board as hereinafter provided shall be a citizen of the United States and a resident of this state for a period of at least one year, a licensed nurse in this state, and shall have been actively engaged in nursing for at least three years immediately preceding the appointment or reappointment. Membership on the board shall include representatives with expertise in each level of educational programs the graduates of which are eligible to apply for licensure such as practical, diploma, associate degree, and baccalaureate.

2. The governor shall appoint members to the board by and with the advice and consent of the senate when a vacancy thereon occurs either by the expiration of a term or otherwise; provided, however, that any board member shall serve until his or her successor is appointed and qualified. Every appointment except to fulfill an unexpired term shall be for a term of four years, but no person shall be appointed to more than two consecutive terms.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18           3. At least ninety days before the expiration of a term of a board member, and as soon  
19 as feasible after the occurrence of a vacancy on the board for reasons other than the expiration  
20 of a term, a list of three licensed and qualified nurses shall be submitted to the director of the  
21 division of professional registration. The list shall be submitted by the Missouri Nurses  
22 Association if the vacancy is for a registered professional nurse, and by the Missouri State  
23 Association of Licensed Practical Nurses if the vacancy is for a licensed practical nurse. The  
24 governor may appoint a board member to fill the vacancy from the list submitted, or may appoint  
25 some other qualified licensed nurse. This subsection shall not apply to public member vacancies.

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

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