

HB 1280 -- Peer Review Process for Certain Design Professionals

Sponsor: Korman

This bill establishes a peer review process through which design professionals evaluate, maintain, or monitor the quality and utilization of services performed by a licensed architect, landscape architect, professional land surveyor, or professional engineer. The bill specifies how a peer review process may be performed and the participants of a peer review process; authorizes immunity from civil liability for any participant of the process; and specifies the information or materials of the peer review process that are privileged and not subject to discovery, subpoena, or other legal compulsion. The provisions of the bill cannot limit the authority of the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors and Landscape Architects within the Department of Insurance, Financial Institutions and Professional Registration to obtain information by subpoena or other authorized process from a peer reviewer or to require disclosure of confidential information developed outside the peer review process when conducting investigations regarding licensure.

Sealed final design documents released by the design professional for use in construction are discoverable, and the design professional who prepared and sealed the final documents will be fully responsible for their content in accordance with state law.