

HCS HB 1280 -- PEER REVIEW FOR CERTAIN DESIGN PROFESSIONALS
(Korman)

COMMITTEE OF ORIGIN: Committee on Professional Registration and Licensing

This substitute 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 substitute 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 developed from the peer review process that are privileged and not subject to discovery, subpoena, or other legal compulsion. The provisions of the substitute 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.

FISCAL NOTE: No impact on state funds in FY 2013, FY 2014, and FY 2015.