

FIRST REGULAR SESSION

HOUSE BILL NO. 1243

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE ENGLISH.

2624L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 376.2004, RSMo, and to enact in lieu thereof one new section relating to health exchange navigator licensing, with a penalty provision.

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

Section A. Section 376.2004, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 376.2004, to read as follows:

376.2004. 1. An individual applying for a navigator license shall make application to the department on a form developed by the director and declare under penalty of refusal, suspension, or revocation of the license that the statements made in the application are true, correct, and complete to the best of the individual's knowledge and belief. Before approving the application, the director shall find that the individual:

- (1) Is eighteen years of age or older;
- (2) Resides in this state or maintains his or her principal place of business in the state;
- (3) Is not disqualified for having committed any act that would be grounds for refusal to issue, renew, suspend, or revoke an insurance producer license under section 375.141;
- (4) Has successfully passed the written examination [prescribed] **created and administered** by the director. **The department may contract with an independent testing service to administer the examination. An individual shall not satisfy the examination requirement by demonstrating achievement of a passing score on any approved certification examination that allows the individual to perform the duties identified in Title 42, U.S.C. Section 18031(i) or related duties, irrespective of whether the examination is for purposes of serving as a navigator, certified application counselor, in-person assister, or**

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.

17 **health center outreach and enrollment assistance worker in lieu of an examination**
18 **administered by the department;**

19 (5) When applicable, has the written consent of the director under 18 U.S.C. 1033 or any
20 successor statute regulating crimes by or affecting persons engaged in the business of insurance
21 whose activities affect interstate commerce;

22 (6) Has identified the entity with which he or she is affiliated and supervised; and

23 (7) Has paid the fees prescribed by the director.

24 2. An entity that acts as a navigator, supervises the activities of individual navigators,
25 or receives funding to perform such activities shall obtain a navigator entity license. An entity
26 applying for an entity navigator license shall make application on a form containing the
27 information prescribed by the director.

28 3. The director may require any documents deemed necessary to verify the information
29 contained in an application submitted in accordance with subsections 1 and 2 of this section.

30 4. Entities licensed as navigators shall, in a manner prescribed by the director, provide
31 a list of all individual navigators that are employed by or in any manner affiliated with the
32 navigator entity and shall report any changes in employment or affiliation within twenty days of
33 such change.

34 5. Prior to any exchange becoming operational in this state, the director shall prescribe
35 initial training, continuing education, and written examination standards and requirements for
36 navigators.

37 **6. Each applicant for licensure as an individual navigator shall provide two sets of**
38 **fingerprints to the department for the purpose of completing a criminal background check**
39 **as a condition of being granted a license to act as a navigator. The department shall use**
40 **the fingerprints to conduct a Missouri criminal record review of the applicant and a**
41 **national criminal record review of the applicant with the Federal Bureau of Investigation**
42 **as defined in section 43.540.**

43 **7. Any criminal history information received by the department pursuant to the**
44 **provisions of this section shall be used solely for the internal purposes of the department**
45 **in determining eligibility for the individual navigator license. The dissemination of**
46 **criminal history information from the Federal Bureau of Investigation beyond the**
47 **authorized or related governmental entity is prohibited. All criminal record check**
48 **information shall be confidential and any person who discloses the information beyond the**
49 **scope allowed is guilty of a class A misdemeanor.**

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