

Summary – HF 506
Expedited Temporary Licensure for Members of the Military
Chief Author: Representative Schoen

Combined Proposal by:

Board of Optometry
Board of Dietetics and Nutrition Practice
Board of Marriage and Family Therapy
Board of Behavioral Health and Therapy
Board of Podiatric Medicine
And
Board of Barber Examiners

These Boards are co-located and are working together in an attempt to facilitate an efficient process by presenting one bill instead of six separate bills.

Purpose

- In 2014, the MN Legislature created Minn. Stat. section 197.4552, “Expedited and Temporary Licensing for Former and Current Members of the Military” (*see* 2014 Session Laws Chapter 312, Article 4, section 18). This new statute requires professional licensing boards, to establish a procedure to issue a temporary license to qualified individuals. The Boards have no statutory authority to issue temporary licenses; thus, this is a proposal for statutory changes authorizing the issuance of temporary licenses for the boards.
- The proposed statutory changes will authorize the issuance of a temporary license to practice from each of the participating boards to a qualified individual who is: (1) an active duty military member; (2) the spouse of an active duty military member; or (3) a veteran who has left service in the two years preceding the date of license application and has confirmation of honorable or general discharge status.
- While rulemaking is authorized by Minn. Stat. section 197.4552, the Boards represented here believe that statutory authorization is faster, less expensive, and more transparent. Accordingly, the Boards are seeking new statutes, which authorize the issuance of a temporary military licenses per Minn. Stat. section 197.4552. The proposed new statutes will establish requirements and set a maximum duration of the temporary military licenses.
- Implementation of these proposed new statutes is necessary in 2015 so that the Boards may comply with the mandate of Minn. Stat. section 197.4552, enacted by the 2014 Minnesota Legislature. It is again noted that issuance of a temporary license is limited to those individuals identified in Minn. Stat. section 197.4552.

Non-controversial Proposal

- This proposal was drafted and approved by the various boards Legislative Committees, staff, and legal counsel.
- The proposal is technical in nature and offered to comply with legislation passed in the 2014 legislative session.

Cost

- The proposal will not require additional appropriations
- There is no new fiscal impact, all appropriations and fiscal impacts were addressed during the 2014 legislative session

Effective Date: August 1, 2015 or date of enactment

197.4552 EXPEDITED AND TEMPORARY LICENSING FOR FORMER AND CURRENT MEMBERS OF THE MILITARY.

Subdivision 1. Expedited licensing processing.

Notwithstanding any other law to the contrary, each professional licensing board defined in section 214.01, subdivisions 2 and 3, shall establish a procedure to expedite the issuance of a license or certification to perform professional services regulated by each board to a qualified individual who is:

- (1) an active duty military member;
- (2) the spouse of an active duty military member; or
- (3) a veteran who has left service in the two years preceding the date of license or certification application, and has confirmation of an honorable or general discharge status.

Subd. 2. Temporary licenses.

(a) Notwithstanding any other law to the contrary, each professional licensing board defined in section 214.01, subdivisions 2 and 3, shall establish a procedure to issue a temporary license or certification to perform professional services regulated by each board to a qualified individual who is:

- (1) an active duty military member;
- (2) the spouse of an active duty military member; or
- (3) a veteran who has left service in the two years preceding the date of license or certification application, and has confirmation of an honorable or general discharge status.

(b) A qualified individual under paragraph (a) must provide evidence of:

- (1) a current, valid license, certificate, or permit in another state without history of disciplinary action by a regulatory authority in the other state; and
- (2) a current criminal background study without a criminal conviction that is determined by the board to adversely affect the applicant's ability to become licensed.

(c) A temporary license or certificate issued under this subdivision shall allow a qualified individual to perform regulated professional services for a limited length of time as determined by the licensing board. During the temporary license period, the individual shall complete the full application procedure as required by applicable law.

Subd. 3. Rulemaking.

Each licensing board may adopt rules to carry out the provisions of this section.

History:

2014 c 312 art 4 s 18

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