

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 248

BY WAYS AND MEANS COMMITTEE

AN ACT

1 RELATING TO OCCUPATIONAL LICENSING REFORM; AMENDING TITLE 67, IDAHO CODE,
2 BY THE ADDITION OF A NEW CHAPTER 93, TITLE 67, IDAHO CODE, TO PROVIDE
3 A SHORT TITLE, TO PROVIDE A DECLARATION OF POLICY, TO PROVIDE DEFINI-
4 TIONS, TO PROVIDE FOR MILITARY QUALIFICATIONS FOR LICENSURE, TO PROVIDE
5 FOR CERTAIN EXPEDITED APPLICATIONS, TO PROVIDE FOR CERTAIN LICENSURE
6 BY ENDORSEMENT AND TO PROVIDE FOR A CERTAIN REPORT TO THE LEGISLATURE;
7 AND REPEALING SECTION 67-2620, IDAHO CODE, REGARDING MILITARY EDUCA-
8 TION TRAINING AND SERVICE.
9

10 Be It Enacted by the Legislature of the State of Idaho:

11 SECTION 1. That Title 67, Idaho Code, be, and the same is hereby amended
12 by the addition thereto of a NEW CHAPTER, to be known and designated as Chap-
13 ter 93, Title 67, Idaho Code, and to read as follows:

14 CHAPTER 93

15 OCCUPATIONAL LICENSING REFORM ACT

16 67-9301. SHORT TITLE. This chapter shall be known and may be cited as
17 the "Occupational Licensing Reform Act."

18 67-9302. DECLARATION OF POLICY. The Idaho legislature, recognizing a
19 need for occupational licensing reform, declares it to be the policy of the
20 state to adopt a comprehensive and proactive approach to reducing occupa-
21 tional licensing constraints and barriers.

22 67-9303. DEFINITIONS. As used in this chapter:

23 (1) "Honorable conditions" means an honorable discharge or a general
24 discharge "under honorable conditions."

25 (2) "Licensing authority" means any agency, bureau, commission, de-
26 partment, division, or professional or occupational licensing board charged
27 with granting, suspending, or revoking the license, certificate, registra-
28 tion, permit, or other authorization of any person to practice a profession
29 or occupation, including but not limited to the professional and occupa-
30 tional licensing boards within the department of self-governing agencies.

31 (3) "Licensure" means a license, certificate, registration, permit, or
32 other authorization of any person to practice a profession or occupation.

33 (4) "Military" means the armed forces or reserves of the United States,
34 including the army, navy, marine corps, coast guard, air force, and the re-
35 serve components thereof, the national guard of any state, the military re-
36 serves of any state, or the naval militia of any state.

37 (5) "Veteran" means any person who has been discharged or released from
38 active duty in the armed forces under honorable conditions provided the per-

1 son has served on active duty for a minimum of one hundred eighty (180) con-
2 secutive days.

3 67-9304. MILITARY EDUCATION, TRAINING, AND SERVICE -- QUALIFICATIONS
4 FOR LICENSURE. A licensing authority shall accept relevant and applicable
5 military education, training, or service by an individual as a member of the
6 armed forces or a veteran toward the qualifications to receive licensure.
7 Each licensing authority shall promulgate applicable rules to implement the
8 provisions of this section.

9 67-9305. EXPEDITED APPLICATION -- MEMBERS OF THE MILITARY, VETERANS,
10 AND SPOUSES. A licensing authority shall expedite the application of a mem-
11 ber of the military, a former member of the military after discharge under
12 honorable conditions, a veteran, or a spouse of any such person, to receive
13 licensure if such member, former member, veteran, or spouse possesses nec-
14 essary education, qualifications, licensure, or certification from another
15 state, district, or territory of the United States, or in any branch of the
16 armed forces or the national guard. Each licensing authority shall promul-
17 gate applicable rules to implement the provisions of this section.

18 67-9306. LICENSURE BY ENDORSEMENT -- MEMBERS OF THE MILITARY, VET-
19 ERANS, AND SPOUSES. (1) A licensing authority shall establish a procedure
20 for the issuance of licensure by endorsement to a member of the military, a
21 former member of the military after discharge under honorable conditions, a
22 veteran, or a spouse of any such person, if such person possesses current,
23 valid, and unrestricted licensure in another state, district, or territory
24 of the United States, or in any branch of the armed forces or the national
25 guard. Each licensing authority shall promulgate applicable rules to imple-
26 ment the provisions of this subsection.

27 (2) Subsection (1) of this section shall not apply to a person who is a
28 member of a profession or occupation covered by an interstate licensure com-
29 pact that the person's home state and Idaho have each adopted. In such a sit-
30 uation, a person shall apply for licensure pursuant to the terms of the ap-
31 plicable licensure compact rather than through licensure by endorsement. A
32 person from a state that has not adopted an interstate licensure compact that
33 Idaho has adopted is eligible for licensure by endorsement, provided that
34 such person is otherwise eligible for licensure by endorsement under this
35 section; however, such licensure shall be valid only in Idaho. A licensing
36 authority for a profession or occupation affected by an interstate licensure
37 compact that Idaho has adopted shall promulgate applicable rules to imple-
38 ment the provisions of this subsection.

39 67-9307. REPORT TO LEGISLATURE. A licensing authority shall, by Jan-
40 uary 1, 2020, prepare and deliver to an appropriate germane legislative com-
41 mittee information regarding the rules, if any, implemented under this chap-
42 ter.

43 SECTION 2. That Section [67-2620](#), Idaho Code, be, and the same is hereby
44 repealed.