

DRAFT

DRMDD016

LEGISLATURE OF THE STATE OF IDAHO
Sixty-sixth Legislature First Regular Session - 2021

This bill draft contains confidential and privileged information exempt from disclosure under Section 74-109(1), Idaho Code. If you have received this message by mistake, please notify us immediately by replying to this message or telephoning the Legislative Services Office at (208) 334-2475.

1 AN ACT
2 RELATING TO LICENSURE BY ENDORSEMENT -- MEMBERS OF THE MILITARY, VETERANS,
3 AND SPOUSES; AMENDING SECTION 67-9406, IDAHO CODE, TO REVISE PROVISIONS
4 REGARDING LICENSURE BY ENDORSEMENT FOR MILITARY MEMBERS, VETERANS, AND
5 SPOUSES.

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

7 SECTION 1. That Section 67-9406, Idaho Code, be, and the same is hereby
8 amended to read as follows:

9 67-9406. LICENSURE BY ENDORSEMENT -- MEMBERS OF THE MILITARY, VETER-
10 ANS, AND SPOUSES. (1) A licensing authority shall establish a procedure ~~for~~
11 ~~the issuance of~~ to grant licensure by endorsement to a member of the mili-
12 tary, a former member of the military after discharge under honorable condi-
13 tions, a veteran, or a spouse of any such person, ~~if such person who~~ possesses
14 current, valid, and unrestricted licensure in another state, district, or
15 territory of the United States, or in any branch of the armed forces or the
16 national guard. Such procedure shall be intended to provide licensure by en-
17 endorsement to qualifying persons within fifteen (15) business days after such
18 person's application for licensure under this section, provided that the ap-
19 plicant is able to validate his qualifications pursuant to subsection (2) of
20 this section within such time frame. Each licensing authority ~~shall~~ may pro-
21 mulgate applicable rules to implement the provisions of this subsection, if
22 necessary.

23 (2) Each applicant for licensure by endorsement under this section must
24 apply to the applicable licensing authority for relevant licensure to vali-
25 date:

26 (a) The person's status as a member of the military, a former member of
27 the military after discharge under honorable conditions, a veteran, or
28 a spouse of any such person; and

29 (b) The person's current, valid, and unrestricted licensure in another
30 state, district, or territory of the United States, or in any branch of
31 the armed forces or the national guard.

32 (3) With respect to an applicant under this section, a licensing au-
33 thority shall not require:

34 (a) The completion of an application form or the submission of appli-
35 cation materials except as required to satisfy the requirements of sub-
36 section (2) of this section;

37 (b) The taking of all or a portion of an examination, even if such exami-
38 nation is required of other applicants for the same type of licensure in
39 Idaho; or

40 (c) The payment of an application fee.

41 (4) With respect to applicants for licensure by endorsement under this
42 section, a licensing authority may, at its discretion, compare the autho-

1 alized scope of practice in the applicable jurisdiction, or jurisdictions,
2 where the applicant currently holds licensure to the authorized scope of
3 practice in Idaho. If such licensing authority determines that the au-
4 thorized scope of practice in Idaho is broader than the scope of practice
5 authorized in the jurisdiction, or jurisdictions, where the applicant cur-
6 rently holds licensure, such licensing authority may issue a limited license
7 to such applicant pending completion of the additional education, training,
8 and any other requirements determined necessary by the licensing authority.
9 A limited license issued under this section shall restrict the applicant's
10 practice in Idaho to the scope of practice authorized in the state where the
11 applicant holds prior licensure until such time that the applicant satisfies
12 the education, training, or other requirements deemed necessary by the li-
13 ensing authority for a limited period of time necessary for an applicant to
14 meet the qualifications for a full license.

15 (5) Subsection (1) of this section shall not apply to a person who is a
16 member of a profession or occupation covered by an interstate licensure com-
17 compact that the person's home state and Idaho have each adopted. In such a sit-
18 uation, a person shall apply for licensure pursuant to the terms of the ap-
19 plicable licensure compact rather than through licensure by endorsement. A
20 person from a state that has not adopted an interstate licensure compact that
21 Idaho has adopted is eligible for licensure by endorsement, provided that
22 such person is otherwise eligible for licensure by endorsement under this
23 section; however, such licensure shall be valid only in Idaho. A licensing
24 authority for a profession or occupation affected by an interstate licensure
25 compact that Idaho has adopted shall promulgate applicable rules to imple-
26 ment the provisions of this subsection. This section shall not restrict a
27 person who is a member of a profession or occupation covered by an applicable
28 interstate licensure compact or applicable reciprocity agreement from seek-
29 ing licensure by endorsement pursuant to this section. In such a situation,
30 a person may apply for licensure by endorsement under this section or may ap-
31 ply for licensure pursuant to the terms of the applicable licensure compact
32 or reciprocity agreement.

33 (6) An applicant under this section shall be subject to the laws reg-
34 ulating the person's practice in Idaho and is subject to the applicable li-
35 ensing authority's jurisdiction. For purposes of this section, the term
36 "licensure" means a license, certificate, registration, permit, or other
37 authorization to practice a profession or occupation.