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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. **506**

02/02/2015 Authored by Schoen, Ward, Newton and Dettmer
The bill was read for the first time and referred to the Veterans Affairs Division
03/17/2015 Adoption of Report: Amended and re-referred to the Committee on Health and Human Services Reform
03/25/2015 Adoption of Report: Re-referred to the Committee on Civil Law and Data Practices
04/07/2015 Adoption of Report: Re-referred to the Committee on State Government Finance

1.1 A bill for an act
1.2 relating to health licensing; providing temporary licensing for former and
1.3 current members of the military; amending Minnesota Statutes 2014, sections
1.4 148.57, by adding a subdivision; 148.624, subdivision 5; 148B.33, by adding
1.5 a subdivision; 148B.53, by adding a subdivision; 148B.5301, by adding a
1.6 subdivision; 148F.025, by adding a subdivision; 153.16, subdivisions 1, 4;
1.7 154.003; 154.11, subdivision 3.

1.8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.9 Section 1. Minnesota Statutes 2014, section 148.57, is amended by adding a
1.10 subdivision to read:

1.11 Subd. 5. Expedited and temporary licensing for former and current members
1.12 of the military. (a) Applicants seeking licensure according to this subdivision must be:

1.13 (1) an active duty military member;

1.14 (2) the spouse of an active duty military member; or

1.15 (3) a veteran who has left service in the two years preceding the date of license
1.16 application, and has confirmation of an honorable or general discharge status.

1.17 (b) A qualified applicant under this subdivision must provide evidence of:

1.18 (1) a current valid license, certificate, or permit in another state without history of
1.19 disciplinary action by a regulatory authority in the other state; and

1.20 (2) a current criminal background study without a criminal conviction that is
1.21 determined by the board to adversely affect the applicant's ability to become licensed.

1.22 (c) A temporary license issued under this subdivision is effective for six months
1.23 from the initial temporary licensure date.

1.24 (d) During the temporary license period, the individual shall complete the licensed
1.25 optometrist application for licensure.

2.1 (e) In order to remain licensed after the expiration of the temporary license, an
2.2 individual must meet the requirements in section 148.57, subdivisions 1 and 2.

2.3 Sec. 2. Minnesota Statutes 2014, section 148.624, subdivision 5, is amended to read:

2.4 Subd. 5. **Expedited and temporary licensing for former and current members**
2.5 **of the military permit.** ~~The board shall issue a temporary permit to members of the~~
2.6 ~~military in accordance with section 197.4552.~~ (a) Applicants seeking licensure according
2.7 to this subdivision must be:

2.8 (1) an active duty military member;

2.9 (2) the spouse of an active duty military member; or

2.10 (3) a veteran who has left service in the two years preceding the date of license
2.11 application, and has confirmation of an honorable or general discharge status.

2.12 (b) A qualified applicant under this subdivision must provide evidence of:

2.13 (1) a current valid license in another state without history of disciplinary action by a
2.14 regulatory authority in the other state; and

2.15 (2) a current criminal background study without a criminal conviction that is
2.16 determined by the board to adversely affect the applicant's ability to become licensed.

2.17 (c) A temporary license issued under this subdivision is effective for six months
2.18 from the initial temporary licensure date.

2.19 (d) During the temporary license period, the individual shall complete the licensed
2.20 dietician or nutritionist application for licensure.

2.21 (e) In order to remain licensed after the expiration of the temporary license, an
2.22 individual must meet the full licensure requirements.

2.23 (f) The fee for the temporary ~~permit~~ license is \$250.

2.24 Sec. 3. Minnesota Statutes 2014, section 148B.33, is amended by adding a subdivision
2.25 to read:

2.26 Subd. 3. **Expedited and temporary licensing for former and current members**
2.27 **of the military.** (a) Applicants seeking licensure according to this subdivision must be:

2.28 (1) an active duty military member;

2.29 (2) the spouse of an active duty military member; or

2.30 (3) a veteran who has left service in the two years preceding the date of license
2.31 application, and has confirmation of an honorable or general discharge status.

2.32 (b) A qualified applicant under this subdivision must provide evidence of:

2.33 (1) a current valid license, certificate, or permit in another state without history of
2.34 disciplinary action by a regulatory authority in the other state; and

3.1 (2) a current criminal background study without a criminal conviction that is
 3.2 determined by the board to adversely affect the applicant's ability to become licensed.

3.3 (c) A temporary license issued under this subdivision is effective for six months
 3.4 from the initial temporary licensure date.

3.5 (d) During the temporary license period, the individual shall complete the licensed
 3.6 marriage and family therapist application for licensure.

3.7 (e) In order to remain licensed after the expiration of the temporary license, an
 3.8 individual must meet the requirements in subdivisions 1 and 2.

3.9 Sec. 4. Minnesota Statutes 2014, section 148B.53, is amended by adding a subdivision
 3.10 to read:

3.11 Subd. 1a. **Expedited and temporary licensing for former and current members**

3.12 **of the military.** (a) Applicants seeking licensure according to this subdivision must be:

3.13 (1) an active duty military member;

3.14 (2) the spouse of an active duty military member; or

3.15 (3) a veteran who has left service in the two years preceding the date of license
 3.16 application, and has confirmation of an honorable or general discharge status.

3.17 (b) A qualified applicant under this subdivision must provide evidence of:

3.18 (1) a current valid license, certificate, or permit in another state without history of
 3.19 disciplinary action by a regulatory authority in the other state; and

3.20 (2) a current criminal background study without a criminal conviction that is
 3.21 determined by the board to adversely affect the applicant's ability to become licensed.

3.22 (c) A temporary license issued under this subdivision is effective for one year from
 3.23 the initial licensure date.

3.24 (d) During the temporary license period, the individual shall complete the licensed
 3.25 professional counselor application for licensure.

3.26 (e) In order to remain licensed after the expiration of the temporary license, an
 3.27 individual must meet the requirements in subdivision 1, paragraphs (a) and (b).

3.28 Sec. 5. Minnesota Statutes 2014, section 148B.5301, is amended by adding a
 3.29 subdivision to read:

3.30 Subd. 4a. **Expedited and temporary licensing for former and current members**

3.31 **of the military.** (a) Applicants seeking licensure according to this subdivision must be:

3.32 (1) an active duty military member;

3.33 (2) the spouse of an active duty military member; or

4.1 (3) a veteran who has left service in the two years preceding the date of license
 4.2 application, and has confirmation of an honorable or general discharge status.

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

4.4 (1) a current valid license, certificate, or permit in another state without history of
 4.5 disciplinary action by a regulatory authority in the other state; and

4.6 (2) a current criminal background study without a criminal conviction that is
 4.7 determined by the board to adversely affect the applicant's ability to become licensed.

4.8 (c) A temporary license issued under this subdivision is effective for one year from
 4.9 the initial licensure date.

4.10 (d) During the temporary license period, the individual shall complete the licensed
 4.11 professional clinical counselor application for licensure.

4.12 (e) In order to remain licensed after the expiration of the temporary license, an
 4.13 individual must meet the requirements in subdivisions 1 and 2.

4.14 Sec. 6. Minnesota Statutes 2014, section 148F.025, is amended by adding a subdivision
 4.15 to read:

4.16 Subd. 5. **Expedited and temporary licensing for former and current members**
 4.17 **of the military.** (a) Applicants seeking licensure according to this subdivision must be:

4.18 (1) an active duty military member;

4.19 (2) the spouse of an active duty military member; or

4.20 (3) a veteran who has left service in the two years preceding the date of license
 4.21 application, and has confirmation of an honorable or general discharge status.

4.22 (b) Applicants are required to comply with subdivisions 1 and 4.

4.23 (c) A qualified applicant under paragraph (a) must provide evidence of:

4.24 (1) a current valid license, certificate, or permit in another state without history of
 4.25 disciplinary action by a regulatory authority in the other state; and

4.26 (2) a current criminal background study without a criminal conviction that is
 4.27 determined by the board to adversely affect the applicant's ability to become licensed.

4.28 (d) A temporary license issued under this subdivision is effective for two years from
 4.29 the initial licensure date.

4.30 (e) During the temporary license period, the individual shall complete the application
 4.31 for licensure required in subdivision 1.

4.32 (f) In order to remain licensed after the expiration of the temporary license, an
 4.33 individual must meet the requirements in subdivisions 2 and 3.

4.34 Sec. 7. Minnesota Statutes 2014, section 153.16, subdivision 1, is amended to read:

5.1 Subdivision 1. **License requirements.** The board shall issue a license to practice
5.2 podiatric medicine to a person who meets the following requirements:

5.3 (a) The applicant for a license shall file a written notarized application on forms
5.4 provided by the board, showing to the board's satisfaction that the applicant is of good
5.5 moral character and satisfies the requirements of this section.

5.6 (b) The applicant shall present evidence satisfactory to the board of being a graduate
5.7 of a podiatric medical school approved by the board based upon its faculty, curriculum,
5.8 facilities, accreditation by a recognized national accrediting organization approved by the
5.9 board, and other relevant factors.

5.10 (c) The applicant must have received a passing score on each part of the national board
5.11 examinations, parts one and two, prepared and graded by the National Board of Podiatric
5.12 Medical Examiners. The passing score for each part of the national board examinations,
5.13 parts one and two, is as defined by the National Board of Podiatric Medical Examiners.

5.14 (d) Applicants graduating after 1986 from a podiatric medical school shall present
5.15 evidence of successful completion of a residency program approved by a national
5.16 accrediting podiatric medicine organization.

5.17 (e) The applicant shall appear in person before the board or its designated
5.18 representative to show that the applicant satisfies the requirements of this section,
5.19 including knowledge of laws, rules, and ethics pertaining to the practice of podiatric
5.20 medicine. The board may establish as internal operating procedures the procedures or
5.21 requirements for the applicant's personal presentation. Upon completion of all other
5.22 application requirements, a doctor of podiatric medicine applying for a temporary military
5.23 license has six months in which to comply with this subdivision.

5.24 (f) The applicant shall pay a fee established by the board by rule. The fee shall
5.25 not be refunded.

5.26 (g) The applicant must not have engaged in conduct warranting disciplinary action
5.27 against a licensee. If the applicant does not satisfy the requirements of this paragraph,
5.28 the board may refuse to issue a license unless it determines that the public will be
5.29 protected through issuance of a license with conditions and limitations the board considers
5.30 appropriate.

5.31 (h) Upon payment of a fee as the board may require, an applicant who fails to pass
5.32 an examination and is refused a license is entitled to reexamination within one year of
5.33 the board's refusal to issue the license. No more than two reexaminations are allowed
5.34 without a new application for a license.

5.35 Sec. 8. Minnesota Statutes 2014, section 153.16, subdivision 4, is amended to read:

6.1 Subd. 4. **Temporary military permit license.** ~~The board shall establish a temporary~~
6.2 ~~permit in accordance with section 197.4552. The fee for the temporary military permit is~~
6.3 ~~\$250.~~ (a) The board shall issue an expedited license to practice podiatric medicine to an
6.4 applicant who meets the following requirements:

6.5 (1) is an active duty military member;

6.6 (2) is the spouse of an active duty military member; or

6.7 (3) is a veteran who has left service in the two years preceding the date of license
6.8 application, and has confirmation of an honorable or general discharge status.

6.9 (b) A qualified applicant under this subdivision must provide evidence of:

6.10 (1) a current, valid license in another state without history of disciplinary action by a
6.11 regulatory authority in the other state; and

6.12 (2) a current criminal background study without a criminal conviction that is
6.13 determined by the board to adversely affect the applicant's ability to become licensed.

6.14 (c) The board shall issue a license for up to six months to a doctor of podiatric
6.15 medicine eligible for licensure under this subdivision. Doctors of podiatric medicine
6.16 licensed in another state who have complied with all other requirements may receive a
6.17 temporary license valid for up to six months. No extension is available.

6.18 (d) A temporary license issued under this subdivision permits a qualified individual
6.19 to perform podiatric medicine for a limited length of time as determined by the licensing
6.20 board. During the temporary license period, the individual shall complete the full
6.21 application procedure and be approved as required by applicable law.

6.22 (e) The fee for the temporary military license is \$250.

6.23 Sec. 9. Minnesota Statutes 2014, section 154.003, is amended to read:

6.24 **154.003 FEES.**

6.25 (a) The fees collected, as required in this chapter, chapter 214, and the rules of the
6.26 board, shall be paid to the board. The board shall deposit the fees in the general fund
6.27 in the state treasury.

6.28 (b) The board shall charge the following fees:

6.29 (1) examination and certificate, registered barber, \$85;

6.30 (2) retake of written examination, registered barber, \$10;

6.31 (3) examination and certificate, apprentice, \$80;

6.32 (4) retake of written examination, apprentice, \$10;

6.33 (5) examination, instructor, \$180;

6.34 (6) certificate, instructor, \$65;

6.35 (7) temporary teacher or apprentice permit, \$80;

- 7.1 (8) temporary registered barber, military, \$85;
 7.2 (9) temporary barber instructor, military, \$180;
 7.3 (10) temporary apprentice barber, military, \$80;
 7.4 (11) renewal of registration, registered barber, \$80;
 7.5 ~~(9)~~ (12) renewal of registration, apprentice, \$70;
 7.6 ~~(10)~~ (13) renewal of registration, instructor, \$80;
 7.7 ~~(11)~~ (14) renewal of temporary teacher permit, \$65;
 7.8 ~~(12)~~ (15) student permit, \$45;
 7.9 ~~(13)~~ (16) renewal of student permit, \$25;
 7.10 ~~(14)~~ (17) initial shop registration, \$85;
 7.11 ~~(15)~~ (18) initial school registration, \$1,030;
 7.12 ~~(16)~~ (19) renewal shop registration, \$85;
 7.13 ~~(17)~~ (20) renewal school registration, \$280;
 7.14 ~~(18)~~ (21) restoration of registered barber registration, \$95;
 7.15 ~~(19)~~ (22) restoration of apprentice registration, \$90;
 7.16 ~~(20)~~ (23) restoration of shop registration, \$105;
 7.17 ~~(21)~~ (24) change of ownership or location, \$55;
 7.18 ~~(22)~~ (25) duplicate registration, \$40;
 7.19 ~~(23)~~ (26) home study course, \$75;
 7.20 ~~(24)~~ (27) letter of registration verification, \$25; and
 7.21 ~~(25)~~ (28) reinspection, \$100.

7.22 Sec. 10. Minnesota Statutes 2014, section 154.11, subdivision 3, is amended to read:

7.23 Subd. 3. **Temporary military license permits.** (a) In accordance with section
 7.24 197.4552, the board shall establish issue a temporary license:

7.25 (1) permit for apprentice barbers and master;

7.26 (2) certificate for registered barbers; and a temporary permit for apprentices in
 7.27 accordance with section 197.4552. The fee for a temporary license under this subdivision
 7.28 for a master barber is \$85. The fee for a temporary license under this subdivision for a
 7.29 barber is \$180. The fee for a temporary permit under this subdivision for an apprentice is
 7.30 \$80.

7.31 (3) certificate for registered barber instructors.

7.32 (b) Fees for temporary military permits and certificates of registration under this
 7.33 subdivision are listed under section 154.003.

- 8.1 (c) Permits or certificates of registration issued under this subdivision are valid
8.2 for one year from the date of issuance, after which the individual must complete a full
8.3 application as required by section 197.4552.