

HOUSE BILL 304

By Johnson C

AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 3, Part 13; Title 62; Title 63 and Title 68, Chapter 1, Part 1, relative to professions.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 4-3-1304, is amended by deleting subsections (d), (e), and (f).

SECTION 2. Tennessee Code Annotated, Title 62, Chapter 76, Part 1, is amended by adding the following as a new section:

(a) As used in this section:

(1) "License" means a permit, approval, registration, or certificate;

(2) "Member of the armed forces" means a member of the United States armed forces or a member of a reserve or Tennessee national guard unit who is in, or was called into, active service or active military service of the United States, as defined in § 58-1-102; and

(3) "State agency" means a state board, agency, commission, or any other entity attached to the division of regulatory boards, as listed in § 4-3-1304(a).

(b) Notwithstanding any other exemption from licensure requirements under this title, the following persons may engage in the practice of an occupation or profession regulated by a state agency under this title, without being licensed under this title:

(1) A member of the armed forces while the person is stationed within this state, if:

(A) The person holds a valid license to practice the regulated occupation or profession issued by another state or jurisdiction recognized by the department as having equivalent requirements for licensure; and

(B) The license is current and the person is in good standing in the state or jurisdiction of licensure; and

(2) The spouse of a member of the armed forces while the member is stationed in this state, if:

(A) The spouse holds a valid license to practice the regulated occupation or profession issued by another state or jurisdiction recognized by the department as having equivalent requirements for licensure; and

(B) The license is current and the spouse is in good standing in the state or jurisdiction of licensure.

SECTION 3. Tennessee Code Annotated, Title 63, Chapter 1, Part 1, is amended by adding the following as a new section:

(a) As used in this section:

(1) "License" means any permit, approval, registration, or certificate;

(2) "Member of the armed forces" means a member of the United States armed forces or a member of a reserve or Tennessee national guard unit who is in, or was called into, active service or active military service of the United States, as defined in § 58-1-102; and

(3) "State agency" means a state board, agency, commission, or any other entity attached to the division of regulatory boards, as listed in § 4-3-1304(a).

(b) Notwithstanding any other exemption from licensure requirements under this title, the following persons may engage in the practice of an occupation or profession regulated by a state agency under this title, without being licensed under this title:

(1) A member of the armed forces while the person is stationed within this state, if:

(A) The person holds a valid license to practice the regulated occupation or profession issued by another state or jurisdiction recognized by the department as having equivalent requirements for licensure; and

(B) The license is current and the person is in good standing in the state or jurisdiction of licensure; and

(2) The spouse of a member of the armed forces while the member is stationed in this state, if:

(A) The spouse holds a valid license to practice the regulated occupation or profession issued by another state or jurisdiction recognized by the department as having equivalent requirements for licensure; and

(B) The license is current and the spouse is in good standing in the state or jurisdiction of licensure.

SECTION 4. Tennessee Code Annotated, Section 68-1-101, is amended by deleting subsections (b), (c), and (d).

SECTION 5. The commissioner of commerce and insurance and the commissioner of health shall promulgate rules to effectuate the purposes of this act. The rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in Tennessee Code Annotated, Title 4, Chapter 5.

SECTION 6. This act shall take effect July 1, 2019, the public welfare requiring it, and applies to all persons who make application for an exemption from licensure under this act.