

SENATE BILL NO. 2126

Introduced by

Senators Burckhard, Bekkedahl, Meyer

Representatives Louser, Nathe, Rohr

1 A BILL for an Act to amend and reenact section 43-51-06 of the North Dakota Century Code,
2 relating to licensure of foreign practitioners of occupations and professions.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 43-51-06 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **43-51-06. Licensure without examination - Licensure of foreign practitioners based**
7 **on years of practice.**

8 1. A board may issue a license, without examination, to any foreign practitioner who has
9 practiced the occupation or profession for which the practitioner is licensed for at least
10 two years ~~prior to~~before submitting the application to the board, or for any shorter
11 period of time provided in this title or established by the board by administrative rule,
12 and who meets the other requirements for a license. A board is not prohibited from
13 issuing a license under this ~~section~~subsection to a foreign practitioner if the state or
14 jurisdiction in which the individual is licensed does not extend similar privileges to
15 individuals licensed in this state. This ~~section~~subsection does not prohibit a board from
16 requiring a foreign practitioner to take an examination regarding the laws of this state
17 and the rules established by the board.

18 2. Without requiring an examination or additional education or experience, a board shall
19 issue a license to a foreign practitioner who practiced the occupation or profession for
20 which the practitioner is licensed for at least seven years before submitting the
21 application to the board.

22 a. For purposes of this subsection, the term "board" includes the boards exempted
23 under subdivision a of subsection 1 of section 43-51-01, the education standards
24 and practices board, and the supreme court and state board of law examiners.

- 1 b. Although section 43-51-10 does not apply to this subsection, this subsection
2 applies notwithstanding any other limitation in state law on the practice of an
3 occupation or profession, and this subsection does not alter the scope of practice
4 of a particular occupation or profession as defined by law.
- 5 c. A board may seek from the labor commissioner a partial or total exemption from
6 this subsection. The labor commissioner may not grant an exemption unless the
7 labor commissioner determines the exemption is necessary to ensure the health,
8 safety, and welfare of the public.