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INTRODUCED BY SB Bishop BILL NO. 148

A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING RECIPROCITY AS A CONDITION FOR ISSUING A PROFESSIONAL OR OCCUPATIONAL LICENSE TO A PERSON LICENSED IN ANOTHER STATE; AND AMENDING SECTION 37-1-304, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 37-1-304, MCA, is amended to read:

**"37-1-304. Licensure of out-of-state applicants -- reciprocity.** (1) A board may issue a license to practice without examination to a person licensed in another state if the board determines that;

(a) the other state's license standards at the time of application to this state are substantially equivalent to the standards in this state and;

(b) the other state's licensure statutes and rules provide for similar reciprocity; and

(c) ~~that~~ there is no reason to deny the license under the laws of this state governing the profession or occupation.

(2) The license may not be issued until the board receives verification from the state or states in which the person is licensed that the person is currently licensed and is not subject to pending charges or final disciplinary action for unprofessional conduct or impairment."

-END-

## 1 SENATE BILL NO. 148

2 INTRODUCED BY BISHOP

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT ~~ESTABLISHING~~ ALLOWING RECIPROCITY AS A CONDITION  
5 AGREEMENTS FOR ISSUING A PROFESSIONAL OR OCCUPATIONAL LICENSE LICENSES TO A PERSON  
6 PERSONS LICENSED IN ANOTHER STATE; AND AMENDING SECTION 37-1-304, MCA."

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16 ~~(c)(B) that~~ there is no reason to deny the license under the laws of this state governing the  
17 profession or occupation.

18 (2) The license may not be issued until the board receives verification from the state or states in  
19 which the person is licensed that the person is currently licensed and is not subject to pending charges or  
20 final disciplinary action for unprofessional conduct or impairment.

21 (3) THIS SECTION DOES NOT PREVENT A BOARD FROM ENTERING INTO A RECIPROCITY  
22 AGREEMENT WITH THE LICENSING AUTHORITY OF ANOTHER STATE OR JURISDICTION. THE  
23 AGREEMENT MAY NOT PERMIT OUT-OF-STATE LICENSEES TO OBTAIN A LICENSE BY RECIPROCITY  
24 WITHIN THIS STATE IF THE LICENSE APPLICANT HAS NOT MET STANDARDS THAT ARE  
25 SUBSTANTIALLY EQUIVALENT TO OR GREATER THAN THE STANDARDS REQUIRED IN THIS STATE AS  
26 DETERMINED BY THE BOARD ON A CASE-BY-CASE BASIS."

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