

By: Flynn

H.B. No. 3049

A BILL TO BE ENTITLED

AN ACT

relating to the issuance of occupational licenses to certain out-of-state applicants; authorizing a fee.

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

SECTION 1. Title 2, Occupations Code, is amended by adding Chapter 60 to read as follows:

CHAPTER 60. LICENSING OUT-OF-STATE APPLICANTS

Sec. 60.001. DEFINITIONS. In this chapter:

(1) "License" means a license, certificate, registration, permit, or other form of authorization required by law or a state agency rule that must be obtained by an individual to engage in a particular occupation in this state.

(2) "State agency" means a department, board, bureau, commission, committee, division, office, council, or agency of this state.

Sec. 60.002. LICENSING OF OUT-OF-STATE APPLICANTS.

Notwithstanding any other law, a state agency that issues a license shall waive all education, training, experience, and examination requirements for obtaining a license for a license applicant after:

(1) reviewing the applicant's credentials and determining that:

(A) the applicant holds a license issued by another state for an occupation that is substantially equivalent to the occupation for which the state agency issues the license;

1           (B) the applicant has held the license described  
2 by Paragraph (A) for at least one year;

3           (C) the applicant has not been disciplined by a  
4 licensing authority of the other state for violating a law or rule  
5 administered by the licensing authority;

6           (D) the applicant does not have a complaint or  
7 investigation pending before a licensing authority of the other  
8 state;

9           (E) the applicant has not been convicted of and  
10 does not have pending a criminal case for an offense that  
11 disqualifies the applicant from holding a license issued by the  
12 state agency under the laws of this state; and

13           (F) the license granted to the applicant by the  
14 other state has not been suspended, revoked, or surrendered for any  
15 reason; and

16           (2) the applicant has paid any required fee.

17           SECTION 2. The change in law made by this Act applies only  
18 to an application for a license submitted to a state agency on or  
19 after the effective date of this Act. An application submitted to a  
20 state agency before the effective date of this Act is governed by  
21 the law in effect on the date the application was submitted, and the  
22 former law is continued in effect for that purpose.

23           SECTION 3. This Act takes effect September 1, 2019.