

Second Regular Session of the 121st General Assembly (2020)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2019 Regular Session of the General Assembly.

SENATE ENROLLED ACT No. 427

AN ACT to amend the Indiana Code concerning professions and occupations.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 25-1-17-8, AS ADDED BY P.L.57-2012, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 8. (a) Notwithstanding any other law, a ~~board may issue a temporary practice permit or provisional license to a:~~

- (1) ~~military service applicant; or~~
- (2) ~~military spouse who is licensed; certified; registered; or issued a permit in another jurisdiction;~~

~~while the military service applicant or military spouse is satisfying certain requirements; as determined by the board; for a license; certificate; registration; or permit under section 4 or 5 of this chapter.~~

(b) ~~The military service applicant or military spouse may practice under the temporary practice permit or provisional license issued under subsection (a) until:~~

- (1) ~~a license; certification; registration; or permit is granted or denied by the board;~~
- (2) ~~a temporary permit expires; or~~
- (3) ~~a provisional license holder fails to comply with the terms of the provisional license.~~

an applicant for a license is entitled to a provisional license in the regulated occupation applied for and at the same practice level as determined by the board, without an examination, if all of the

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following conditions are met:

- (1) The person submits a signed affidavit affirming, under the penalties for perjury, the following:
 - (A) The person is the spouse of an active duty member of the armed forces assigned to Indiana.
 - (B) The person is in good standing in all states in which the person holds a license for the regulated occupation applied for.
 - (C) The person has not had a license revoked and has not voluntarily surrendered a license in another state or country while under investigation for unprofessional conduct.
 - (D) The person has not had discipline imposed by the regulating entity for the regulated occupation in another state or country.
 - (E) The person does not have an investigation pending before the regulating entity in another state or country that relates to unprofessional conduct.
- (2) The person submits verification that the person is currently licensed in at least one (1) other state in the regulated occupation applied for.
- (3) The person submits to a national criminal history background check (as defined in IC 25-1-1.1-4) and does not have a disqualifying criminal history as determined by the board.
- (4) The person has submitted an application for a license with the board and has paid any application fee.
- (b) An applicant who has met the requirements in subsection (a) shall be issued a provisional license not more than thirty (30) days after the requirements are met.
 - (c) A provisional license expires three hundred sixty-five (365) days after it is issued.
 - (d) In addition to any other penalties for perjury, a person who violates this section commits a Class A infraction.
 - (e) If the board discovers that any of the information submitted under this section is false, the board may immediately revoke the person's provisional license.
 - (f) This section does not apply to a license that is established by or recognized through an interstate compact, a reciprocity agreement, or a comity agreement that is established by a board or a law.
 - (g) This section does not prohibit an individual from proceeding



under other licensure, certification, registration, or permit requirements established by a board or a law.



President of the Senate

President Pro Tempore

Speaker of the House of Representatives

Governor of the State of Indiana

Date: _____ Time: _____

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