

State of Arkansas
94th General Assembly
Regular Session, 2023

As Engrossed: S2/6/23

A Bill

SENATE BILL 90

By: Senator Hill
By: Representative Underwood

For An Act To Be Entitled

AN ACT TO CREATE THE AUTOMATIC *OCCUPATIONAL* LICENSURE
FOR OUT-OF-STATE INDIVIDUALS ACT; TO AUTHORIZE
OCCUPATIONAL LICENSING ENTITIES TO PROVIDE FOR
AUTOMATIC *OCCUPATIONAL* LICENSURE FOR INDIVIDUALS WHO
ARE LICENSED IN ANOTHER STATE, TERRITORY, OR DISTRICT
OF THE UNITED STATES; AND FOR OTHER PURPOSES.

Subtitle

TO CREATE THE AUTOMATIC *OCCUPATIONAL*
LICENSURE FOR OUT-OF-STATE INDIVIDUALS
ACT.

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

SECTION 1. Arkansas Code Title 17, is amended to add an additional
chapter to read as follows:

CHAPTER 7 - AUTOMATIC OCCUPATIONAL LICENSURE FOR OUT-OF-STATE INDIVIDUALS ACT

17-7-101. Title.

This chapter shall be known and may be cited as the "Automatic
Occupational Licensure for Out-of-State Individuals Act".

17-7-102. Definitions.

As used in this chapter:

(1) "Automatic occupational licensure" means the granting of
occupational licensure without an individual's having met occupational



1 licensure requirements provided under this title or by the rules of the
2 relevant occupational licensing entity;

3 (2) "Occupational licensing entity" means an office, board,
4 commission, department, council, bureau, or other agency of state government
5 having authority to license, certify, register, permit, or otherwise
6 authorize an individual to engage in a particular occupation or profession,
7 not including occupations or professions within the judicial branch of
8 government or occupations or professions subject to the superintending
9 control of the Supreme Court; and

10 (3) "Occupational licensure" means a license, certificate,
11 registration, permit, or other form of authorization required by law or rule
12 that is required for an individual to engage in a particular occupation or
13 profession.

14
15 17-7-103. Applicability.

16 Unless otherwise stated in this chapter, this chapter applies to an
17 individual who has occupational licensure in another state, territory, or
18 district of the United States.

19
20 17-7-104. Automatic occupational licensure.

21 (a) If the individual does not have a disqualifying criminal offense
22 under § 17-3-102 or any additional state law relating to the occupational
23 licensure and does not have a complaint, allegation, or investigation pending
24 for his or her occupational activity, an occupational licensing entity shall
25 grant automatic occupational licensure to engage in an occupation or a
26 profession to an individual who is:

27 (1) The holder in good standing for one (1) year of an
28 occupational licensure with similar scope of practice issued by another
29 state, territory, or district of the United States; or

30 (2) An individual who worked:

31 (A) In another state, territory, or district of the United
32 States that does not use an occupational licensure to regulate an occupation
33 or profession but is regulated by occupational licensure in this state; and

34 (B) At least three (3) years in the occupation.

35 (b) An individual who is granted automatic occupational licensure
36 under this subchapter shall meet all occupational licensure requirements for

1 renewal of the occupational licensure, including without limitation a
2 criminal background check and continuing education hours.

3 (c) Notwithstanding subsections (a) and (b) of this section, an
4 occupational licensing entity may require an applicant to pass a
5 jurisprudential examination specific to relevant state laws that regulate the
6 occupation or profession if occupational licensure in this state requires a
7 jurisprudential examination.

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9 17-7-105. Responsibilities of occupational licensing entities.

10 An occupational licensing entity shall:

11 (1) Provide automatic occupational licensure to an individual
12 listed in § 17-7-103;

13 (2) Post prominently on the occupational licensing entity's
14 website a link entitled "Out-of-State Licensure" that leads directly to
15 information applicable to an individual licensed under § 17-7-103; and

16 (3) Provide to the Legislative Council an annual report stating
17 the number of individuals granted automatic occupational licensure under this
18 chapter.

19
20 17-7-106. Exemptions.

21 This subchapter does not apply to licensure or certification of:

22 (1) Medical professions under Title 17, Subtitle 3;

23 (2) Legal professionals; or

24 (3) Individuals under multistate or interstate compacts.

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26 /s/Hill
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