

Bill No. SB 2372

Barcode 774186

CHAMBER ACTION

Senate

House

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The Committee on Health Care (Peaden) recommended the following **amendment to amendment** (082874):

Senate Amendment (with title amendment)

On page 10, between lines 6 and 7,

insert:

(12) EXEMPTIONS.--

(a) This section may not be construed to limit the practice of a physician licensed under this chapter or a respiratory therapist licensed under chapter 468, so long as that person does not hold himself or herself out to the public as possessing a license, provisional license, registration, or certificate issued under this section or use a professional title protected by this section.

(b) This section may not be construed to limit the practice of nursing or to prevent qualified members of other professions from doing work of a nature consistent with their training and licensure, so long as those persons do not hold themselves out to the public as possessing a license, provisional license, registration, or certificate issued under

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1 this section or use a professional title protected by this
2 section.

3 (c) A person need not be licensed under this section
4 who:

5 1. Is licensed in this state under any other law and
6 is engaging in the profession or occupation for which he or
7 she is licensed.

8 2. Is a qualified person in this state or another
9 state or territory who is employed by the United States
10 Government or an agency thereof while discharging his or her
11 official duties.

12 3. Is a student providing services regulated under
13 this chapter who is:

14 a. Pursuing a course of study that leads to a degree
15 in a profession regulated by this chapter;

16 b. Providing services in a training setting, as long
17 as such services and associated activities constitute part of
18 a supervised course of study; and

19 c. Designated by the title "trainee."

20 4. Is not a resident of this state but offers services
21 in this state, provided that:

22 a. Such services are performed in this state for no
23 more than 15 days in any calendar year; and

24 b. Such nonresident is licensed or certified by a
25 state or territory of the United States or by a foreign
26 country or province.

27 (d) Except as stipulated by the board, the exemptions
28 in this subsection do not apply to any person licensed under
29 this section whose license has been revoked or suspended by
30 the board or whose license or certification in another
31 jurisdiction has been revoked or suspended by the licensing or

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1 certifying authority in that jurisdiction.

2 (e) This subsection may not be construed to exempt a
3 person from meeting the minimum standards of performance in
4 professional activities when measured against generally
5 prevailing peer performance, including the undertaking of
6 activities for which the person is not qualified by training
7 or experience.

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10 ===== T I T L E A M E N D M E N T =====

11 And the title is amended as follows:

12 On page 22, line 25, following the semicolon

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14 insert:

15 providing exemptions from clinical perfusionist
16 licensure requirements;

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