



130th MAINE LEGISLATURE

SECOND REGULAR SESSION-2022

Legislative Document

No. 2035

H.P. 1517

House of Representatives, March 29, 2022

An Act To Make Changes to the Laws Regarding Licensure of Certain Individuals from Other Jurisdictions

Reference to the Committee on Innovation, Development, Economic Advancement and Business suggested and ordered printed.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative ROBERTS of South Berwick. (GOVERNOR'S BILL)

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 10 MRSA §8003, sub-§2-A, ¶O**, as enacted by PL 2021, c. 167, §3, is
3 amended to read:

4 O. To exercise discretionary authority, after consultation with the appropriate licensing
5 board, commission or personnel administering a regulatory function of the office, to
6 waive, on a case-by-case basis in situations of extreme and demonstrated hardship,
7 documentation requirements for licensure submitted by applicants for licensure
8 educated in or with relevant experience or licensure in ~~other jurisdictions, including~~
9 ~~other states, United States territories~~, foreign nations and foreign administrative
10 divisions, as long as the waiver does not reduce the requisite standards of proficiency
11 for the licensed profession or occupation. The Director of the Office of Professional
12 and Occupational Regulation may adopt rules to implement this paragraph. Rules
13 adopted pursuant to this paragraph are routine technical rules pursuant to Title 5,
14 chapter 375, subchapter 2-A;

15 **Sec. 2. 10 MRSA §8003, sub-§2-A, ¶P**, as enacted by PL 2021, c. 167, §4, is
16 amended to read:

17 P. To exercise discretionary authority, after consultation with the appropriate licensing
18 board, commission or personnel administering a regulatory function of the office, to
19 waive, on a case-by-case basis in situations of extreme and demonstrated hardship,
20 examination fees and license fees set pursuant to paragraph D for applicants for
21 licensure educated in or with relevant experience or licensure in ~~other jurisdictions,~~
22 ~~including other states, United States territories~~, foreign nations and foreign
23 administrative divisions. The Director of the Office of Professional and Occupational
24 Regulation may adopt rules to implement this paragraph. Rules adopted pursuant to
25 this paragraph are routine technical rules pursuant to Title 5, chapter 375, subchapter
26 2-A;

27 **Sec. 3. 10 MRSA §8003-H, first ¶**, as enacted by PL 2021, c. 167, §10 and c. 289,
28 §1, is amended to read:

29 ~~The Office of Professional and Occupational Regulation, referred to in this section as~~
30 ~~"the office,"~~ Notwithstanding any provision of Title 32 to the contrary that pertains to the
31 regulatory functions of the Office of Professional and Occupational Regulation, referred to
32 in this section as "the office," or that governs the licensing boards and commissions within
33 the office, the office, including the licensing boards and commissions within the office,
34 shall establish a process to issue a license by endorsement to an applicant who presents
35 proof of licensure by another jurisdiction of the United States as long as the other
36 jurisdiction maintains substantially equivalent license requirements for the licensed
37 profession or occupation and as long as:

38 **Sec. 4. 10 MRSA §8003-H, 3rd ¶**, as enacted by PL 2021, c. 167, §10 and c. 289,
39 §1, is amended to read:

40 The office, including the licensing boards and commissions within the office, shall
41 adopt rules to implement this section. Rules adopted pursuant to this paragraph are routine
42 technical rules pursuant to Title 5, chapter 375, subchapter 2-A. If the office determines
43 that an applicant for licensure meets the requirements of this section, the office may issue

1 a license by endorsement under this section before rules required by this section have been
2 finally adopted.

3 **Sec. 5. 10 MRSA §9021, sub-§10** is enacted to read:

4 **10. License by endorsement.** Notwithstanding any provision of this chapter to the
5 contrary, the board shall establish a process to issue a license by endorsement for each
6 license authorized by this chapter to an applicant pursuant to section 8003-H and any
7 applicable rules adopted pursuant to that section. An applicant may submit an application
8 under the process established under this subsection or any other licensure process
9 authorized in this chapter.

10 **Sec. 6. 32 MRSA §63-B, sub-§9** is enacted to read:

11 **9. Licensure by endorsement.** Notwithstanding any provision of this chapter to the
12 contrary, the board shall establish a process to issue a license by endorsement for each
13 license authorized by this chapter to an applicant pursuant to Title 10, section 8003-H and
14 any applicable rules adopted pursuant to that section. An applicant may submit an
15 application under the process established under this subsection or any other licensure
16 process authorized in this chapter.

17 **Sec. 7. 32 MRSA §220-D** is enacted to read:

18 **§220-D. Licensure by endorsement**

19 Notwithstanding any provision of this chapter to the contrary, the board shall establish
20 a process to issue a license by endorsement for each license authorized by this chapter to
21 an applicant pursuant to Title 10, section 8003-H and any applicable rules adopted pursuant
22 to that section. An applicant may submit an application under the process established under
23 this section or any other licensure process authorized in this chapter.

24 **Sec. 8. 32 MRSA §294-A** is enacted to read:

25 **§294-A. Licensure by endorsement**

26 Notwithstanding any provision of this chapter to the contrary, the board shall establish
27 a process to issue a license by endorsement for each license authorized by this chapter to
28 an applicant pursuant to Title 10, section 8003-H and any applicable rules adopted pursuant
29 to that section. An applicant may submit an application under the process established under
30 this section or any other licensure process authorized in this chapter.

31 **Sec. 9. 32 MRSA §552**, as amended by PL 2007, c. 695, Pt. B, §6, is further
32 amended by amending the section headnote to read:

33 **§552. Examination of applicants; subjects included; license; endorsement**

34 **Sec. 10. 32 MRSA §552-A** is enacted to read:

35 **§552-A. Licensure by endorsement**

36 Notwithstanding any provision of this chapter to the contrary, the board shall establish
37 a process to issue a license by endorsement for each license authorized by this chapter to
38 an applicant pursuant to Title 10, section 8003-H and any applicable rules adopted pursuant
39 to that section. An applicant may submit an application under the process established under
40 this section or any other licensure process authorized in this chapter.

41 **Sec. 11. 32 MRSA §1201-B** is enacted to read:

1 **§1201-B. Licensure by endorsement**

2 Notwithstanding any provision of this chapter to the contrary, the board shall establish
3 a process to issue a license by endorsement for each license authorized by this chapter to
4 an applicant pursuant to Title 10, section 8003-H and any applicable rules adopted pursuant
5 to that section. An applicant may submit an application under the process established under
6 this section or any other licensure process authorized in this chapter.

7 **Sec. 12. 32 MRSA §1501-D** is enacted to read:

8 **§1501-D. Licensure by endorsement**

9 Notwithstanding any provision of this chapter to the contrary, the board shall establish
10 a process to issue a license by endorsement for each license authorized by this chapter to
11 an applicant pursuant to Title 10, section 8003-H and any applicable rules adopted pursuant
12 to that section. An applicant may submit an application under the process established under
13 this section or any other licensure process authorized in this chapter.

14 **Sec. 13. 32 MRSA §1525-B** is enacted to read:

15 **§1525-B. Licensure by endorsement**

16 Notwithstanding any provision of this chapter to the contrary, the director shall
17 establish a process to issue a license by endorsement for each license authorized by this
18 chapter to an applicant pursuant to Title 10, section 8003-H and any applicable rules
19 adopted pursuant to that section. An applicant may submit an application under the process
20 established under this section or any other licensure process authorized in this chapter.

21 **Sec. 14. 32 MRSA §2279, sub-§6**, as amended by PL 1997, c. 294, §6, is amended
22 by enacting a new first blocked paragraph to read:

23 Notwithstanding any provision of this chapter to the contrary, the board shall establish a
24 process to issue a license by endorsement for each license authorized by this chapter to an
25 applicant pursuant to Title 10, section 8003-H and any applicable rules adopted pursuant
26 to that section. An applicant may submit an application under the process established under
27 this section or any other licensure process authorized by this chapter.

28 **Sec. 15. 32 MRSA §3114-B**, as enacted by PL 2007, c. 402, Pt. N, §6, is amended
29 by amending the section headnote to read:

30 **§3114-B. Endorsement Examination waiver**

31 **Sec. 16. 32 MRSA §3114-C** is enacted to read:

32 **§3114-C. Licensure by endorsement**

33 Notwithstanding any provision of this chapter to the contrary, the board shall establish
34 a process to issue a license by endorsement for each license authorized by this chapter to
35 an applicant pursuant to Title 10, section 8003-H and any applicable rules adopted pursuant
36 to that section. An applicant may submit an application under the process established under
37 this section or any other licensure process authorized in this chapter.

38 **Sec. 17. 32 MRSA §3501-C** is enacted to read:

39 **§3501-C. Licensure by endorsement**

1 Notwithstanding any provision of this chapter to the contrary, the board shall establish
2 a process to issue a license by endorsement for each license authorized by this chapter to
3 an applicant pursuant to Title 10, section 8003-H and any applicable rules adopted pursuant
4 to that section. An applicant may submit an application under the process established under
5 this section or any other licensure process authorized in this chapter.

6 **Sec. 18. 32 MRSA §3654**, as amended by PL 2007, c. 402, Pt. P, §12, is further
7 amended to read:

8 **§3654. Reciprocity; ~~endorsement~~; residency requirement**

9 The board may issue a license to practice podiatry by endorsement to an applicant who
10 has successfully passed the written examination of another state or of a national certifying
11 agency in podiatry recognized by the board if the written examination of the other state or
12 national certifying agency was equivalent to its own examination and if the applicant
13 satisfies in all other respects the requirements for licensure in section 3651-A. An applicant
14 for licensure ~~by endorsement under this section~~ who graduated after January 1, 1991 from
15 podiatric medical school under section 3651-A shall provide the board evidence of
16 satisfactory completion of at least one year of postgraduate clinical training in a podiatric
17 residency training program under section 3651-A. The application to the board must be
18 accompanied by the application fee and license fee as set under section 3652.

19 **Sec. 19. 32 MRSA §3654-A** is enacted to read:

20 **§3654-A. Licensure by endorsement**

21 Notwithstanding any provision of this chapter to the contrary, the board shall establish
22 a process to issue a license by endorsement for each license authorized by this chapter to
23 an applicant pursuant to Title 10, section 8003-H and any applicable rules adopted pursuant
24 to that section. An applicant may submit an application under the process established under
25 this section or any other licensure process authorized in this chapter.

26 **Sec. 20. 32 MRSA §3836**, as amended by PL 2007, c. 402, Pt. Q, §12, is further
27 amended by amending the section headnote to read:

28 **§3836. ~~Endorsement; conditional~~ Conditional licensure**

29 **Sec. 21. 32 MRSA §3836-A** is enacted to read:

30 **§3836-A. Licensure by endorsement**

31 Notwithstanding any provision of this chapter to the contrary, the board shall establish
32 a process to issue a license by endorsement for each license authorized by this chapter to
33 an applicant pursuant to Title 10, section 8003-H and any applicable rules adopted pursuant
34 to that section. An applicant may submit an application under the process established under
35 this section or any other licensure process authorized in this chapter.

36 **Sec. 22. 32 MRSA §4861**, as amended by PL 2015, c. 209, §14, is further amended
37 by amending the section headnote to read:

38 **§4861. ~~Application for license; qualifications and examination; endorsement~~**

39 **Sec. 23. 32 MRSA §4861, sub-§5**, as amended by PL 2011, c. 189, §1, is further
40 amended to read:

1 **5. ~~Licensure by endorsement~~ License from another jurisdiction.** The board shall
2 grant a license ~~by endorsement~~ to a veterinarian who:

3 A. Has submitted a complete application;

4 B. Has paid the examination and license fee as set under section 4863-A;

5 C. Holds a valid license issued by another state, United States territory, province of
6 Canada or other jurisdiction;

7 D-1. Has successfully passed an examination pursuant to subsection 1-A pertaining to
8 the practice of veterinary medicine as determined by board rule. The board may require
9 the applicant to submit to an examination covering the laws and rules pertaining to the
10 practice of veterinary medicine in this State; and

11 E. Has actively practiced clinical veterinary medicine for 3,000 hours during the 3
12 years preceding application.

13 Notwithstanding this subsection, the board shall waive the requirement that a veterinarian
14 pass an examination for veterinarians who have, during the 6 years preceding the
15 application, actively practiced clinical veterinary medicine for at least 6,000 hours without
16 disciplinary action relating to the practice of veterinary medicine by another state, United
17 States territory or province of Canada.

18 **Sec. 24. 32 MRSA §4861, sub-§6** is enacted to read:

19 **6. Licensure by endorsement.** Notwithstanding any provision of this chapter to the
20 contrary, the board shall establish a process to issue a license by endorsement for each
21 license authorized by this chapter to an applicant pursuant to Title 10, section 8003-H and
22 any applicable rules adopted pursuant to that section. An applicant may submit an
23 application under the process established under this subsection or any other licensure
24 process authorized in this chapter.

25 **Sec. 25. 32 MRSA §4909, sub-§4**, as enacted by PL 2019, c. 285, §11, is amended
26 to read:

27 **4. Licensure by endorsement License from another jurisdiction.** The board, in its
28 discretion and upon payment of the application and license fees established pursuant to
29 section 4912, may issue a license as a geologist or soil scientist without written examination
30 to any person who is licensed as a geologist or soil scientist in any jurisdiction having
31 equivalent licensure requirements, if the applicant satisfies all other requirements of this
32 chapter.

33 **Sec. 26. 32 MRSA §4909-A** is enacted to read:

34 **§4909-A. Licensure by endorsement**

35 Notwithstanding any provision of this chapter to the contrary, the board shall establish
36 a process to issue a license by endorsement for each license authorized by this chapter to
37 an applicant pursuant to Title 10, section 8003-H and any applicable rules adopted pursuant
38 to that section. An applicant may submit an application under the process established under
39 this section or any other licensure process authorized in this chapter.

40 **Sec. 27. 32 MRSA §5516**, as amended by PL 2013, c. 527, §§6 and 7 and affected
41 by §9, is further amended by amending the section headnote to read:

1 **§5516. Nonresidents; applicants licensed in another jurisdiction; licensure by**
2 **endorsement**

3 **Sec. 28. 32 MRSA §5516, sub-§2, ¶D** is enacted to read:

4 D. Notwithstanding any provision of this chapter to the contrary, the board shall
5 establish a process to issue a license by endorsement for each license authorized by this
6 chapter to an applicant pursuant to Title 10, section 8003-H and any applicable rules
7 adopted pursuant to that section. An applicant may submit an application under the
8 process established under this paragraph or any other licensure process authorized in
9 this chapter.

10 **Sec. 29. 32 MRSA §6220**, as amended by PL 2007, c. 695, Pt. B, §14, is repealed
11 and the following enacted in its place:

12 **§6220. License from another jurisdiction; licensure by endorsement**

13 **1. License from another jurisdiction.** The board may waive the requirements of this
14 chapter and grant a registration, certificate or license to any applicant who presents proof
15 of authorization to practice by another jurisdiction of the United States or another country
16 that maintains professional standards considered by the board to be substantially equivalent
17 to or higher than those set forth in this chapter, as long as there is no cause for denial of a
18 registration, certificate or license under section 6217-B or Title 10, section 8003, subsection
19 5-A, paragraph A. The applicant must pay the application and license fee as set under
20 section 6215.

21 **2. Licensure by endorsement.** Notwithstanding any provision of this chapter to the
22 contrary, the board shall establish a process to issue a license by endorsement for each
23 license authorized by this chapter to an applicant pursuant to Title 10, section 8003-H and
24 any applicable rules adopted pursuant to that section. An applicant may submit an
25 application under the process established under this section or any other licensure process
26 authorized in this chapter.

27 **Sec. 30. 32 MRSA §7054-C** is enacted to read:

28 **§7054-C. Licensure by endorsement**

29 Notwithstanding any provision of this chapter to the contrary, the board shall establish
30 a process to issue a license by endorsement for each license authorized by this chapter to
31 an applicant pursuant to Title 10, section 8003-H and any applicable rules adopted pursuant
32 to that section. An applicant may submit an application under the process established under
33 this section or any other licensure process authorized in this chapter.

34 **Sec. 31. 32 MRSA §9709-A** is enacted to read:

35 **§9709-A. Licensure by endorsement**

36 Notwithstanding any provision of this chapter to the contrary, the board shall establish
37 a process to issue a license by endorsement for each license authorized by this chapter to
38 an applicant pursuant to Title 10, section 8003-H and any applicable rules adopted pursuant
39 to that section. An applicant may submit an application under the process established under
40 this section or any other licensure process authorized in this chapter.

41 **Sec. 32. 32 MRSA §9857**, as repealed and replaced by PL 2005, c. 511, §7, is
42 amended by amending the section headnote to read:

1 **§9857. Nonresidents; applicants licensed in another jurisdiction; licensure by**
2 **endorsement**

3 **Sec. 33. 32 MRSA §9857, sub-§2, ¶D** is enacted to read:

4 D. Notwithstanding any provision of this chapter to the contrary, the board shall
5 establish a process to issue a license by endorsement for each license authorized by this
6 chapter to an applicant pursuant to Title 10, section 8003-H and any applicable rules
7 adopted pursuant to that section. An applicant may submit an application under the
8 process established under this paragraph or any other licensure process authorized in
9 this chapter.

10 **Sec. 34. 32 MRSA §9907-A** is enacted to read:

11 **§9907-A. Licensure by endorsement**

12 Notwithstanding any provision of this chapter to the contrary, the board shall establish
13 a process to issue a license by endorsement for each license authorized by this chapter to
14 an applicant pursuant to Title 10, section 8003-H and any applicable rules adopted pursuant
15 to that section. An applicant may submit an application under the process established under
16 this section or any other licensure process authorized in this chapter.

17 **Sec. 35. 32 MRSA §12231-A** is enacted to read:

18 **§12231-A. Licensure by endorsement**

19 Notwithstanding any provision of this subchapter to the contrary, the board shall
20 establish a process to issue a license by endorsement for each license authorized by this
21 subchapter to an applicant pursuant to Title 10, section 8003-H and any applicable rules
22 adopted pursuant to that section. An applicant may submit an application under the process
23 established under this section or any other licensure process authorized in this subchapter.

24 **Sec. 36. 32 MRSA §12513-B** is enacted to read:

25 **§12513-B. Licensure by endorsement**

26 Notwithstanding any provision of this subchapter to the contrary, the board shall
27 establish a process to issue a license by endorsement for each license authorized by this
28 subchapter to an applicant pursuant to Title 10, section 8003-H and any applicable rules
29 adopted pursuant to that section. An applicant may submit an application under the process
30 established under this section or any other licensure process authorized in this subchapter.

31 **Sec. 37. 32 MRSA §12525-A** is enacted to read:

32 **§12525-A. Licensure by endorsement**

33 Notwithstanding any provision of this subchapter to the contrary, the board shall
34 establish a process to issue a license by endorsement for each license authorized by this
35 subchapter to an applicant pursuant to Title 10, section 8003-H and any applicable rules
36 adopted pursuant to that section. An applicant may submit an application under the process
37 established under this section or any other licensure process authorized in this subchapter.

38 **Sec. 38. 32 MRSA §12534-A** is enacted to read:

39 **§12534-A. Licensure by endorsement**

1 Notwithstanding any provision of this subchapter to the contrary, the board shall
2 establish a process to issue a license by endorsement for each license authorized by this
3 subchapter to an applicant pursuant to Title 10, section 8003-H and any applicable rules
4 adopted pursuant to that section. An applicant may submit an application under the process
5 established under this section or any other licensure process authorized in this subchapter.

6 **Sec. 39. 32 MRSA §12552-A** is enacted to read:

7 **§12552-A. Licensure by endorsement**

8 Notwithstanding any provision of this subchapter to the contrary, the board shall
9 establish a process to issue a license by endorsement for each license authorized by this
10 subchapter to an applicant pursuant to Title 10, section 8003-H and any applicable rules
11 adopted pursuant to that section. An applicant may submit an application under the process
12 established under this section or any other licensure process authorized in this subchapter.

13 **Sec. 40. 32 MRSA §13193-A** is enacted to read:

14 **§13193-A. Licensure by endorsement**

15 Notwithstanding any provision of this subchapter to the contrary, the commission shall
16 establish a process to issue a license by endorsement for each license authorized by this
17 subchapter to an applicant pursuant to Title 10, section 8003-H and any applicable rules
18 adopted pursuant to that section. An applicant may submit an application under the process
19 established under this section or any other licensure process authorized in this subchapter.

20 **Sec. 41. 32 MRSA §13857**, as amended by PL 2013, c. 217, Pt. G, §§1 and 2 and
21 Pt. K, §8, is further amended by amending the section headnote to read:

22 **§13857. Nonresidents; applicants licensed in another jurisdiction; licensure by**
23 **endorsement**

24 **Sec. 42. 32 MRSA §13857, sub-§2, ¶E** is enacted to read:

25 E. Notwithstanding any provision of this chapter to the contrary, the board shall
26 establish a process to issue a license by endorsement for each license authorized by this
27 chapter to an applicant pursuant to Title 10, section 8003-H and any applicable rules
28 adopted pursuant to that section. An applicant may submit an application under the
29 process established under this paragraph or any other licensure process authorized in
30 this chapter.

31 **Sec. 43. 32 MRSA §14024**, as amended by PL 2013, c. 547, §§2 and 3 and affected
32 by §19, is further amended by amending the section headnote to read:

33 **~~§14024. Nonresidents and applicants~~ Applicants licensed in another jurisdiction;**
34 **licensure by endorsement**

35 **Sec. 44. 32 MRSA §14024, sub-§4** is enacted to read:

36 **4. Licensure by endorsement.** Notwithstanding any provision of this chapter to the
37 contrary, the board shall establish a process to issue a license by endorsement for each
38 license authorized by this chapter to an applicant pursuant to Title 10, section 8003-H and
39 any applicable rules adopted pursuant to that section. An applicant may submit an
40 application under the process established under this subsection or any other licensure
41 process authorized in this chapter.

1 **Sec. 45. 32 MRSA §14231**, as amended by PL 2019, c. 373, §36, is further amended
2 by amending the section headnote to read:

3 **§14231. Endorsement; ~~examination~~ Examination eligibility for out-of-state**
4 **applicants**

5 **Sec. 46. 32 MRSA §14231-A** is enacted to read:

6 **§14231-A. Licensure by endorsement**

7 Notwithstanding any provision of this chapter to the contrary, the director shall
8 establish a process to issue a license by endorsement for each license authorized by this
9 chapter to an applicant pursuant to Title 10, section 8003-H and any applicable rules
10 adopted pursuant to that section. An applicant may submit an application under the process
11 established under this section or any other licensure process authorized in this chapter.

12 **Sec. 47. 32 MRSA §14306-H** is enacted to read:

13 **§14306-H. Licensure by endorsement**

14 Notwithstanding any provision of this chapter to the contrary, the commissioner shall
15 establish a process to issue a license by endorsement for each license authorized by this
16 chapter to an applicant pursuant to Title 10, section 8003-H and any applicable rules
17 adopted pursuant to that section. An applicant may submit an application under the process
18 established under this section or any other licensure process authorized in this chapter.

19 **Sec. 48. 32 MRSA §14357-A** is enacted to read:

20 **§14357-A. Licensure by endorsement**

21 Notwithstanding any provision of this chapter to the contrary, the commissioner shall
22 establish a process to issue a license by endorsement for each license authorized by this
23 chapter to an applicant pursuant to Title 10, section 8003-H and any applicable rules
24 adopted pursuant to that section. An applicant may submit an application under the process
25 established under this section or any other licensure process authorized in this chapter.

26 **Sec. 49. 32 MRSA §15103-A, sub-§2, ¶B**, as enacted by PL 2013, c. 70, Pt. C,
27 §10, is amended to read:

28 B. Requirements for licensure of boiler operators, stationary steam engineers and
29 authorized inspectors, including requirements for a process to issue a license by
30 endorsement for each license authorized by this chapter to an applicant pursuant to
31 Title 10, section 8003-H and any applicable rules adopted pursuant to that section;

32 **Sec. 50. 32 MRSA §15207-A** is enacted to read:

33 **§15207-A. Licensure by endorsement**

34 Notwithstanding any provision of this chapter to the contrary, the director shall
35 establish a process to issue a license by endorsement for each license authorized by this
36 chapter to an applicant pursuant to Title 10, section 8003-H and any applicable rules
37 adopted pursuant to that section. An applicant may submit an application under the process
38 established under this section or any other licensure process authorized in this chapter.

39 **Sec. 51. 32 MRSA §17303**, as enacted by PL 2007, c. 369, Pt. C, §3 and affected
40 by §5, is repealed and the following enacted in its place:

