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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Michelle Ridge.

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SB 260 Engrossed  
DIGEST  
2018 Regular Session  
Milkovich

Present law provides relative to powers and duties of professional licensing boards and commissions.

Present law provides relative to disciplinary actions by boards and commissions.

Proposed law allows a person who has a disciplinary action brought against him by a professional licensing board or commission may elect to have the matter moved to the division of administrative law for a disciplinary adjudication by an administrative law judge.

Proposed law requires that the notification to a person by a board or commission of pending disciplinary action against him shall include language advising him that he may elect to have the matter heard by an administrative law judge.

Proposed law provides that the notice from the board to the person shall also advise the person that he has 30 days from receipt of the notice to advise the board, in writing, whether or not he elects to have the matter heard by an administrative law judge.

Proposed law provides that professional licensing boards and commissions and the division of administrative law may promulgate rules in accordance with the Administrative Procedure Act to implement proposed law.

Present law provides that state professional and occupational licensing boards shall be exempt from laws relating to the division of administrative law.

Proposed law provides that if a person elects to have his disciplinary hearing before an administrative law judge, he will be subject to the provisions of law pertaining to administrative law judge proceedings.

Proposed law provides that any board or commission within Title 37 of the La. Revised Statutes of 1950 may develop a process to issue a license, permit, or certificate outside the national examination for those individuals with an Americans with Disabilities Act recognized disorder.

Effective August 1, 2018.

(Amends R.S. 49:992(D)(5); adds R.S. 37:21.1, 23.1, and R.S. 49:992.2)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Commerce, Consumer

Protection, and International Affairs to the original bill

1. Allows boards and commissions to develop a licensing, permitting, or certification process for individuals with an ADA recognized disability.