

GREEN SHEET REDIGEST

HB 423

2019 Regular Session

Emerson

LICENSING: Repeals the ability of a professional board or commission to revoke an occupational or professional license for failure to pay student loans

DIGEST

Present law provides that a certifying licensing agency or board shall deny an application or an application for renewal of, any license, permit, or certificate for defaulting on certain student loans guaranteed by the special commission.

Present law provides that an applicant who has defaulted on certain student loans may have their license denied or issued conditionally upon complying with the repayment requirement of the loan.

Present law provides that the licensing agency or board has the authority to make determinations on the applicant's license based on recommendations by the special commission.

Present law requires the licensing agency or board to notify the special commission of their recommendation in denying or issuing a conditional license to an applicant.

Proposed law repeals present law.

Proposed law provides that any person who is in default or delinquent in the payments of his or her student loan, the repayment of any student loan shall not be grounds for denying an application for, or an application for the renewal of, or suspension of, any license, permit, or certificate required by the state or for the granting of any conditional license, permit, or certificate required by the state, or any of its departments offices, agencies, and boards in order to practice or engage in a trade, occupation or profession.

Proposed law provides for definitions.

Proposed law defines "default" as the failure to repay a loan according to the terms agreed to in the promissory note.

Proposed law defines "delinquency" as the failure to make loan payments when they are due.

Proposed law defines "license" as any license, permit, certificate, registration, or other means required to engage in an occupation that is granted or issued by the state, its agencies, or political subdivisions responsible by law for the licensing of persons or occupations before a person may pursue, practice, or engage in any occupation.

Proposed law defines "student loan" as a federally-guaranteed or state-guaranteed loan for the purposes of post-secondary education.

(Adds R.S. 37:2951.1; Repeals R.S. 37:2951)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Consumer Protection, and International Affairs

1. Added new section of law.