

LEGISLATURE OF NEBRASKA
ONE HUNDREDTH LEGISLATURE
SECOND SESSION
LEGISLATIVE BILL 972

FINAL READING

Introduced by Gay, 14.

Read first time January 15, 2008

Committee: Health and Human Services

A BILL

1 FOR AN ACT relating to optometry; to amend sections 38-2609
2 and 38-2611, Revised Statutes Supplement, 2007; to
3 change provisions relating to reciprocal licensure
4 and continuing competency requirements; to provide an
5 operative date; and to repeal the original sections.

6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 38-2609, Revised Statutes Supplement,
2 2007, is amended to read:

3 38-2609 In addition to the standards set by the board
4 pursuant to section 38-126, an applicant for licensure based on
5 a license in another state or territory of the United States or
6 the District of Columbia must have been actively engaged in the
7 practice of optometry for at least ~~one~~ two of the three years
8 immediately preceding the application for licensure in Nebraska and
9 must provide satisfactory evidence of being credentialed in such
10 other jurisdiction at a level with requirements that are at least
11 as stringent as or more stringent than the requirements for the
12 comparable credential being applied for in this state.

13 Sec. 2. Section 38-2611, Revised Statutes Supplement,
14 2007, is amended to read:

15 38-2611 The department, with the recommendation of the
16 board, may waive continuing competency requirements, in part or in
17 total, for any two-year licensing period when a credential holder
18 submits documentation that circumstances beyond his or her control
19 prevented completion of such requirements as provided in section
20 38-146. In addition to circumstances determined by the department
21 to be beyond the credential holder's control pursuant to such
22 section, such circumstances shall include situations in which:

23 (1) The credential holder has submitted proof that he or
24 she was suffering from a serious or disabling illness or physical
25 disability which prevented completion of the required continuing

1 competency activities during the twenty-four months preceding the
2 renewal date; or and

3 (2) The credential holder was initially licensed within
4 the twenty-six months immediately preceding the renewal date.

5 Sec. 3. This act becomes operative on December 1, 2008.

6 Sec. 4. Original sections 38-2609 and 38-2611, Revised
7 Statutes Supplement, 2007, are repealed.