

H.86

An act relating to the regulation of professions and occupations

The Senate proposes to the House to amend the bill as follows:

First: By adding a Sec. 2a to read:

Sec. 2a. VERMONT BOARD OF BARBERS AND COSMETOLOGISTS;
LASER PROCEDURES; STUDY

The Vermont board of barbers and cosmetologists shall convene a committee to study the use of laser light and radio frequency devices and shall provide a report and recommendation to the general assembly by January 15, 2010 on the current laws regulating the practice. The committee shall report on the education, training, supervision, and oversight necessary for the safe use of the various types of lasers and their uses in procedures related to skin treatments and care. The committee shall include a representative of the state board of medical practice, a representative of the board of barbers and cosmetologists, a registered nurse, a practicing dermatologist, a practicing esthetician, and other members of the public, or health and medical or skin care industry experts the board deems necessary to contribute to an informed discussion of the issues.

Second: By adding a Sec. 2b to read:

Sec. 2b. STATE BOARD OF PRIVATE INVESTIGATIVE AND

SECURITY SERVICES; DIGITAL FORENSICS STUDY

The state board of private investigative and security services shall study the profession of digital forensics and whether regulation of digital forensics is necessary to protect the public. The board may solicit the advice of practitioners of the profession and other industry experts the board deems necessary to contribute to an informed discussion of the issues and shall submit a report of recommendations to the general assembly by January 15, 2010.

Third: By adding a new Sec. 2c to read as follows:

Sec. 2c. LANDSCAPE ARCHITECTS STUDY

By November 15, 2009 the office of legislative council, with the full cooperation and assistance of the office of professional regulation and the Vermont Society of Landscape Architects, shall report to the general assembly whether Vermont landscape architects may currently be restricted in their ability to practice their profession to the full extent of their education and training, and how such restrictions may impact the best interests of Vermonters. The report shall also provide various options for regulation of landscape architects which seek to minimize:

a) any such restrictions on practice, and

b) any inconsistencies with existing laws governing the regulation of new professions.

Fourth: By adding a Sec. 12a to read:

Sec. 12a. OFFICE OF PROFESSIONAL REGULATION; BOARD OF
DENTAL EXAMINERS; DENTAL HYGIENISTS

The director of the office of professional regulation shall file a report with the general assembly by January 1, 2010 that recommends whether to restructure the board of dental examiners to improve the regulation of dental hygienists. If the board determines that restructuring is necessary, it shall make appropriate recommendations.

Fifth: In Sec. 18, 26 V.S.A. § 1252(a), by striking out subdivision (2) in its entirety and inserting in lieu thereof a new subdivision (2) to read:

(2) The board may waive the educational and traineeship requirements for examination as a funeral director, provided the applicant possesses a valid license from another state with licensure requirements substantially similar to those required by this chapter.

Sixth: In Sec. 18, 26 V.S.A. § 1252(b), by striking out subdivision (2) in its entirety and inserting in lieu thereof a new subdivision (2) to read:

(2) The board may waive the educational and traineeship requirements for examination as an embalmer, provided the applicant possesses a valid

license from another state with licensure requirements substantially similar to those required by this chapter.

Seventh: By striking out Sec. 26 in its entirety and inserting in lieu thereof a new Sec. 26 to read:

Sec. 26. NURSING EDUCATION PROGRAMS; FACULTY;

EDUCATIONAL EXPERIENCE

A member of the nurse faculty of a baccalaureate or associate degree nursing education program shall hold at least a master's degree with a major in nursing and clinical experience relevant to the areas of responsibility unless the individual was a member of the faculty prior to March 1, 2004, provided that he or she meets all other requirements of the Vermont state board of nursing rules and has either acquired a master's degree in education or is currently in the process of obtaining a master's degree in nursing.

Eighth: In Sec. 41(b), by striking out “§ 71a(a)(2)(A)(ii)” and inserting in lieu thereof § 71a(a)(2)(A)(i)

Ninth: In Sec. 41, by adding a subsection (c) to read:

(c) Sec. 26a of this act shall be repealed on July 1, 2013.