

govern examination for licensing by other health occupation boards. It provides an element of fundamental fairness by requiring the Board to give qualified applicants notice before the administration of examinations.

Subsection (b) of this section is revised to state expressly what presently is only implied in the law: i.e., that the Board may determine the time and place of the examination.

Subsection (d) of this section is revised in standard language used in this and, where necessary, corresponding sections of other titles of this article to state expressly provisions that presently are implied in the law: i.e., that the Board has control over the content, administration, and scoring of the required examinations.

21-305. RECIPROCAL WAIVER OF EXAMINATION AND FEE.

(A) IN GENERAL.

SUBJECT TO THE PROVISIONS OF THIS SECTION, THE BOARD MAY MAKE A RECIPROCAL AGREEMENT WITH ANY OTHER STATE TO WAIVE ANY EXAMINATION OR FEE REQUIREMENT OF THIS TITLE FOR AN APPLICANT WHO IS LICENSED TO PRACTICE WELL DRILLING IN THAT STATE.

(B) CONDITIONS.

AN AGREEMENT MADE UNDER THIS SECTION MAY ALLOW THE BOARD TO GRANT A WAIVER ONLY IF THE APPLICANT PROVIDES ADEQUATE EVIDENCE THAT THE APPLICANT:

(1) MEETS THE QUALIFICATIONS OR REQUIREMENTS ESTABLISHED BY THE BOARD UNDER THIS TITLE; AND

(2) BECAME LICENSED IN THE OTHER STATE AFTER PASSING IN THAT OR ANY OTHER STATE AN EXAMINATION THAT IS SIMILAR TO ANY REQUIRED EXAMINATION FOR WHICH THE APPLICANT IS SEEKING THE WAIVER.

(C) RECIPROCITY.

AN AGREEMENT MAY BE MADE UNDER THIS SECTION ONLY IF, UNDER THE AGREEMENT, THE OTHER STATE WAIVES THE EXAMINATION OR FEE REQUIREMENT OF LICENSEES OF THIS STATE TO A SIMILAR EXTENT AS THIS STATE WAIVES THE EXAMINATION OR FEE REQUIREMENTS FOR INDIVIDUALS LICENSED IN THAT STATE.

REVISOR'S NOTE: This section is new language derived from the first sentence of NR § 8-612. Its revision is patterned after the standard language used throughout this article for provisions that allow or require waiver of examination requirements.