

The amendment will add methods for returning to licensure for late renewal and restoration of a Texas license to reflect changes made to the OT Practice Act regarding late renewal and restoration during the 81st legislative session.

§ 370.2 Late Renewal

- (a) A renewal application is late if all required materials are not postmarked prior to the expiration date of the license. Licensees who do not complete the renewal process prior to the expiration date are subject to late fees as described.
- (1) If the license has been expired for 90 days or less, the person may renew the license by:
- (A) submitting the renewal fee and the board approved late fee; and
 - (B) reporting completion of the required number of contact hours of continuing education.
- (2) If the license has been expired for more than 90 days, but less than one year, the person may renew the license by:
- (A) submitting the renewal fee and the board approved late fee; and
 - (B) reporting completion of the required number of contact hours of continuing education.
- (b) If the license has been expired for longer than one year the person may not renew the license. To obtain a new license, the applicant must retake and pass the national examination and comply with the requirements and procedure for obtaining an original license set by Chapter 364 of this title (relating to Requirements for Licensure).
- (1) If the person's Texas license has been expired two years or less, the person shall:
- (A) make application for licensure to the board on a form prescribed by the board, which includes a recent passport type photo;
 - (B) pass the board jurisprudence examination;
 - (C) submit copies of the completed continuing education showing 45 hours of continuing education as per Chapter

367 (relating to continuing education) of this title, with a minimum of 30 hours in Type 2;

- (D) pay the restoration fee; and
 - (E) complete all requirements for licensure within one year from the date of the application.
- (2) Or; if the person's Texas license has been expired four years or less, the person shall:
- (A) retake the NBCOT examination for "licensure purposes only" and have a score report sent to the board; or
 - (B) complete a re-entry certificate program through an Accreditation for Occupational Therapy Education (ACOTE) accredited college or university, which includes instruction and fieldwork supervision, with a certificate sent to the board; or
 - (C) obtain an advanced occupational therapy degree, with a official transcript sent to the board;
 - (D) make application for licensure to the board on a form prescribed by the board, which includes a recent passport type photo;
 - (E) pass the board jurisprudence examination;
 - (F) pay the restoration fee;
 - (G) submit an official transcript;
 - (H) complete all requirements for licensure within one year from the date of the application.
- (c) Restoration: Persons holding a license in another state, previously licensed in Texas:
- (1) The board may issue a license to a person who was licensed in Texas, moved to another state, is currently licensed in the other state, and has not had a license that was granted by any other state suspended, revoked, canceled, surrendered or otherwise restricted for any reason ~~[has been engaged in the practice of occupational therapy in the other state for the two years preceding the application]~~ if the person meets the following requirements:

- (A) make application for licensure to the board on a form prescribed by the board **which includes a recent passport type photo;**
- (B) submits to the board verification of the current and expired license(s) in good standing from the other state(s) since leaving Texas;
- ~~(C) [submits the board form documenting continuous employment in occupational therapy in another state for the two years preceding the application;]~~
- (C) passes the jurisprudence exam;
- (D) pays the board approved fee; and
- (E) complete all requirements for licensure within one year from the date of the application.**

- (2) The license shall expire at the last day of the month of the licensee's birth. The duration shall be at least two years, and licensees shall obtain the continuing education as per Chapter 367 of this title. ~~[(relating to Continuing Education)].~~

(d) Military Service

- (1) If a reserve status licensee is called into active military service, and his or her license expires during service, the licensee may follow the requirements for renewal with no penalty if the licensee:
 - (A) submits the renewal within 90 days after return to reserve status;
 - (B) submits evidence of active service and its inclusive dates.
- (2) A reserve status licensee who is called into active military service will have 6 additional months after release from active military service to submit proof of completion of the 30 required CE hours as per Chapter 367 of the this title(relating to Continuing Education).