

HOUSE BILL 225

C2, F5, J2

(3lr0139)

ENROLLED BILL

— *Health and Government Operations and Economic Matters/Education, Health, and Environmental Affairs* —

Introduced by **The Speaker (By Request – Administration) and Delegates Anderson, Barkley, Barve, Branch, Braveboy, Dumais, Feldman, Frush, Glass, Hubbard, Hucker, Jameson, A. Kelly, Kipke, Kramer, Lee, Love, Malone, McHale, Minnick, Mitchell, Morhaim, Olszewski, S. Robinson, Rosenberg, ~~and Rudolph~~ Rudolph, James, Frank, Wilson, Krebs, Szeliga, McComas, Weir, DeBoy, Wood, Impallaria, O'Donnell, Elliott, Bromwell, Beitzel, A. Miller, Hammen, Pendergrass, Costa, Cullison, Donoghue, Kach, Murphy, Nathan-Pulliam, Pena-Melnyk, Ready, Reznik, Tarrant, V. Turner, Burns, Davis, Haddaway-Riccio, Hershey, Vaughn, Schuh, Schulz, and Stifler**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this _____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Veterans Full Employment Act of 2013**

3 FOR the purpose of requiring certain licensing units and boards to give credit to
4 certain former service members for relevant military training, education, and
5 experience in connection with the issuance of certain occupational and

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



1 professional licenses, certificates, and registrations; repealing and recodifying
 2 certain provisions of law regarding the renewal of certain occupational or
 3 professional licenses and the completion of continuing education or continuing
 4 competency requirements for certain members of an armed force deployed
 5 outside the State; requiring certain licensing units and boards to issue a
 6 temporary expedited license, certification, or registration to certain individuals
 7 under certain circumstances; authorizing certain licensing units and boards to
 8 issue a temporary license under certain circumstances; ~~authorizing certain~~
 9 ~~health occupations boards to apply to the Secretary of Health and Mental~~
 10 ~~Hygiene for consideration of an alternate process of expedited licensing,~~
 11 ~~certification, or registration under certain circumstances~~ requiring certain
 12 health occupations boards to develop certain procedures by which an applicant
 13 for a license, certificate, or registration can provide certain notice to the board;
 14 requiring each health occupations board to expedite the licensing, certification,
 15 or registration process for certain applicants and issue a license, certificate, or
 16 registration within a certain number of days under certain circumstances;
 17 requiring each health occupations board to assign to certain applicants a certain
 18 advisor; requiring each health occupations board to provide certain assistance to
 19 certain persons under certain circumstances; requiring the State
 20 Superintendent of Schools to expedite educator certification under certain
 21 circumstances; authorizing the State Superintendent of Schools to issue a
 22 temporary educator certificate under certain circumstances; requiring certain
 23 licensing units and boards and the State Department of Education to publish
 24 certain information on a certain Web site; authorizing certain licensing units
 25 and boards, the Commissioner of Financial Regulation, and the State Board of
 26 Education to adopt certain regulations; requiring the Maryland Higher
 27 Education Commission to develop and adopt certain guidelines regarding the
 28 awarding of academic credit for military training, coursework, and education;
 29 requiring public institutions of higher education to develop and implement
 30 certain policies in accordance with the guidelines adopted by the Commission;
 31 requiring that certain reports on the implementation of this Act be submitted to
 32 the Governor and the General Assembly on or before ~~a certain date~~ certain dates; and
 33 generally relating to occupational and professional licensing requirements and
 34 the crediting, for certain purposes, of certain training, experience, and
 35 education of service members, veterans, and military spouses.

36 BY repealing

37 Article – Business Regulation

38 Section 2–111

39 Annotated Code of Maryland

40 (2010 Replacement Volume and 2012 Supplement)

41 BY adding to

42 Article – Business Regulation

43 Section 2.5–101 through 2.5–108 to be under the new title “Title 2.5. Service
 44 Members, Veterans, and Military Spouses – Licensing”

45 Annotated Code of Maryland

1 (2010 Replacement Volume and 2012 Supplement)

2 BY adding to
3 Article – Education
4 Section 6–101.1, 13–516(b–1), and 15–113
5 Annotated Code of Maryland
6 (2008 Replacement Volume and 2012 Supplement)

7 BY repealing and reenacting, without amendments,
8 Article – Education
9 Section 10–101(c) and 13–501(f)
10 Annotated Code of Maryland
11 (2008 Replacement Volume and 2012 Supplement)

12 BY adding to
13 Article – Financial Institutions
14 Section 11–612.2
15 Annotated Code of Maryland
16 (2011 Replacement Volume and 2012 Supplement)

17 BY adding to
18 Article – Health Occupations
19 Section 1–701 through 1–706 to be under the new subtitle “Subtitle 7. Service
20 Members, Veterans, and Military Spouses – Licensing”
21 Annotated Code of Maryland
22 (2009 Replacement Volume and 2012 Supplement)

23 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
24 MARYLAND, That Section(s) 2–111 of Article – Business Regulation of the Annotated
25 Code of Maryland be repealed.

26 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland
27 read as follows:

28 **Article – Business Regulation**

29 **TITLE 2.5. SERVICE MEMBERS, VETERANS, AND MILITARY SPOUSES –**
30 **LICENSING.**

31 **2.5–101.**

32 **(A) IN THIS TITLE THE FOLLOWING WORDS HAVE THE MEANINGS**
33 **INDICATED.**

34 **(B) (1) “LICENSE” MEANS ANY GRANT OF AUTHORITY TO AN**
35 **INDIVIDUAL TO PRACTICE AN OCCUPATION OR PROFESSION.**

1 (2) “LICENSE” INCLUDES A CERTIFICATE, PERMIT, OR
2 REGISTRATION.

3 (C) (1) “MILITARY SPOUSE” MEANS THE SPOUSE OF A SERVICE
4 MEMBER OR VETERAN.

5 (2) “MILITARY SPOUSE” INCLUDES A SURVIVING SPOUSE OF:

6 (I) A VETERAN; OR

7 (II) A SERVICE MEMBER WHO DIED WITHIN 1 YEAR BEFORE
8 THE DATE ON WHICH THE APPLICATION FOR A LICENSE IS SUBMITTED.

9 (D) “SERVICE MEMBER” MEANS AN INDIVIDUAL WHO IS AN ACTIVE
10 DUTY MEMBER OF:

11 (1) THE ARMED FORCES OF THE UNITED STATES;

12 (2) A RESERVE COMPONENT OF THE ARMED FORCES OF THE
13 UNITED STATES; OR

14 (3) THE NATIONAL GUARD OF ANY STATE.

15 (E) “UNIT” MEANS A UNIT IN THE DEPARTMENT THAT IS AUTHORIZED
16 TO ISSUE A LICENSE.

17 (F) (1) “VETERAN” MEANS A FORMER SERVICE MEMBER WHO WAS
18 ~~HONORABLY DISCHARGED FROM ACTIVE DUTY~~ DISCHARGED FROM ACTIVE
19 DUTY UNDER CIRCUMSTANCES OTHER THAN DISHONORABLE WITHIN 1 YEAR
20 BEFORE THE DATE ON WHICH THE APPLICATION FOR A LICENSE IS SUBMITTED.

21 (2) “VETERAN” DOES NOT INCLUDE AN INDIVIDUAL WHO HAS
22 COMPLETED ACTIVE DUTY AND HAS BEEN DISCHARGED FOR MORE THAN 1 YEAR
23 BEFORE THE APPLICATION FOR A LICENSE IS SUBMITTED.

24 **2.5-102.**

25 THIS TITLE DOES NOT APPLY TO LICENSES ISSUED UNDER TITLE 11,
26 SUBTITLE 5 OR SUBTITLE 6 OF THE FINANCIAL INSTITUTIONS ARTICLE.

27 **2.5-103.**

1 **A UNIT MAY ALLOW AN INDIVIDUAL LICENSEE WHO IS A MEMBER OF AN**
2 **ARMED FORCE DEPLOYED OUTSIDE THE STATE TO:**

3 **(1) RENEW THE LICENSE AFTER THE EXPIRATION OF THE**
4 **RENEWAL PERIOD WITHOUT PAYMENT OF A PENALTY OR REINSTATEMENT FEE**
5 **IF THE LATE RENEWAL IS A DIRECT RESULT OF THE DEPLOYMENT; AND**

6 **(2) COMPLETE ANY CONTINUING EDUCATION OR CONTINUING**
7 **COMPETENCY REQUIREMENTS FOR RENEWAL WITHIN A REASONABLE TIME**
8 **AFTER RENEWING THE LICENSE.**

9 **2.5-104.**

10 **(A) IN CALCULATING AN INDIVIDUAL'S YEARS OF PRACTICE IN AN**
11 **OCCUPATION OR A PROFESSION, EACH UNIT SHALL GIVE CREDIT TO THE**
12 **INDIVIDUAL FOR ALL RELEVANT EXPERIENCE AS A SERVICE MEMBER.**

13 **(B) EACH UNIT SHALL CREDIT ANY TRAINING AND EDUCATION**
14 **PROVIDED BY THE MILITARY AND COMPLETED BY A SERVICE MEMBER TOWARD**
15 **ANY TRAINING OR EDUCATION REQUIREMENTS FOR LICENSURE IF THE**
16 **TRAINING OR EDUCATION IS DETERMINED BY THE UNIT TO BE:**

17 **(1) SUBSTANTIALLY EQUIVALENT TO THE TRAINING OR**
18 **EDUCATION REQUIRED BY THE UNIT; AND**

19 **(2) NOT OTHERWISE CONTRARY TO ANY OTHER LICENSING**
20 **REQUIREMENT.**

21 **2.5-105.**

22 **(A) EACH UNIT SHALL ISSUE AN EXPEDITED TEMPORARY LICENSE TO A**
23 **SERVICE MEMBER, VETERAN, OR MILITARY SPOUSE WHO MEETS THE**
24 **REQUIREMENTS OF THIS SECTION.**

25 **(B) A TEMPORARY LICENSE ISSUED UNDER THIS SECTION IS VALID**
26 **UNTIL THE EARLIER OF:**

27 **(1) 6 MONTHS AFTER THE DATE OF ISSUANCE; OR**

28 **(2) THE DATE ON WHICH A LICENSE IS GRANTED OR A NOTICE TO**
29 **DENY A LICENSE IS ISSUED BY THE UNIT.**

30 **(C) AN APPLICATION FOR A TEMPORARY LICENSE SHALL INCLUDE THE**
31 **FOLLOWING, IN THE FORM AND MANNER REQUIRED BY THE UNIT:**

1 (1) PROOF THAT THE APPLICANT IS A SERVICE MEMBER,
2 VETERAN, OR MILITARY SPOUSE;

3 (2) PROOF THAT THE APPLICANT HOLDS A VALID LICENSE IN
4 GOOD STANDING ISSUED IN ANOTHER STATE;

5 (3) IF THE APPLICANT IS A SERVICE MEMBER OR VETERAN,
6 PROOF THAT THE APPLICANT IS ASSIGNED TO A DUTY STATION IN THE STATE
7 OR HAS ESTABLISHED LEGAL RESIDENCE IN THE STATE;

8 (4) IF THE APPLICANT IS A MILITARY SPOUSE, PROOF THAT THE
9 APPLICANT'S SPOUSE IS ASSIGNED TO A DUTY STATION IN THE STATE OR HAS
10 ESTABLISHED LEGAL RESIDENCE IN THE STATE;

11 (5) IF A CRIMINAL BACKGROUND CHECK IS REQUIRED BY THE
12 UNIT FOR LICENSURE, PROOF OF APPLICATION FOR A CRIMINAL BACKGROUND
13 CHECK;

14 (6) PROOF THAT THE APPLICANT HAS SUBMITTED THE FULL
15 APPLICATION FOR LICENSURE; AND

16 (7) PAYMENT OF ANY APPLICATION FEE REQUIRED BY THE UNIT.

17 (D) BEFORE ISSUING A TEMPORARY LICENSE UNDER THIS SECTION,
18 THE UNIT SHALL DETERMINE THAT THE REQUIREMENTS FOR LICENSURE IN
19 THE OTHER STATE ARE SUBSTANTIALLY EQUIVALENT TO, OR EXCEED THE
20 REQUIREMENTS FOR, LICENSURE IN THIS STATE.

21 **2.5-106.**

22 (A) SUBJECT TO SUBSECTIONS (B) AND (C) OF THIS SECTION, A UNIT
23 MAY ISSUE A TEMPORARY LICENSE TO A SERVICE MEMBER, VETERAN, OR
24 MILITARY SPOUSE WHO HOLDS A VALID LICENSE IN GOOD STANDING ISSUED IN
25 ANOTHER STATE FOR WHICH THE REQUIREMENTS FOR LICENSURE ARE NOT
26 SUBSTANTIALLY EQUIVALENT TO THE REQUIREMENTS FOR LICENSURE IN THIS
27 STATE.

28 (B) A TEMPORARY LICENSE ISSUED UNDER THIS SECTION AUTHORIZES
29 THE SERVICE MEMBER, VETERAN, OR MILITARY SPOUSE, FOR A LIMITED
30 PERIOD OF TIME, AS DETERMINED BY THE UNIT, TO PERFORM SERVICES
31 REGULATED BY THE UNIT WHILE THE SERVICE MEMBER, VETERAN, OR
32 MILITARY SPOUSE COMPLETES ADDITIONAL REQUIREMENTS FOR LICENSURE IN
33 THIS STATE.

1 (C) A UNIT MAY NOT ISSUE A LICENSE UNDER THIS SECTION IF
2 ISSUANCE OF THE LICENSE WOULD POSE A RISK TO PUBLIC HEALTH, WELFARE,
3 OR SAFETY.

4 2.5-107.

5 EACH UNIT SHALL PUBLISH PROMINENTLY ON ITS WEB SITE:

6 (1) THE PROCESS FOR OBTAINING A TEMPORARY LICENSE UNDER
7 § 2.5-105 OF THIS TITLE AND, IF APPLICABLE, § 2.5-106 OF THIS TITLE; AND

8 (2) THE PROCESS FOR APPLYING FOR A PERMANENT LICENSE
9 FROM THE UNIT.

10 2.5-108.

11 EACH UNIT MAY ADOPT REGULATIONS TO CARRY OUT THIS TITLE.

12 Article - Education

13 6-101.1.

14 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE
15 MEANINGS INDICATED.

16 (2) (I) "MILITARY SPOUSE" MEANS THE SPOUSE OF A SERVICE
17 MEMBER OR VETERAN.

18 (II) "MILITARY SPOUSE" INCLUDES A SURVIVING SPOUSE
19 OF:

20 1. A VETERAN; OR

21 2. A SERVICE MEMBER WHO DIED WITHIN 1 YEAR
22 BEFORE THE DATE ON WHICH THE APPLICATION FOR AN EDUCATOR
23 CERTIFICATE IS SUBMITTED.

24 (3) "SERVICE MEMBER" MEANS AN INDIVIDUAL WHO IS AN
25 ACTIVE DUTY MEMBER OF:

26 (I) THE ARMED FORCES OF THE UNITED STATES;

1 (II) A RESERVE COMPONENT OF THE ARMED FORCES OF
2 THE UNITED STATES; OR

3 (III) THE NATIONAL GUARD OF ANY STATE.

4 (4) (I) "VETERAN" MEANS A FORMER SERVICE MEMBER WHO
5 WAS ~~HONORABLY DISCHARGED FROM ACTIVE DUTY~~ DISCHARGED FROM ACTIVE
6 DUTY UNDER CIRCUMSTANCES OTHER THAN DISHONORABLE WITHIN 1 YEAR
7 BEFORE THE DATE ON WHICH THE APPLICATION FOR AN EDUCATOR
8 CERTIFICATE IS SUBMITTED.

9 (II) "VETERAN" DOES NOT INCLUDE AN INDIVIDUAL WHO
10 HAS COMPLETED ACTIVE DUTY AND HAS BEEN DISCHARGED FOR MORE THAN 1
11 YEAR BEFORE THE APPLICATION FOR AN EDUCATOR CERTIFICATE IS
12 SUBMITTED.

13 (B) THE STATE SUPERINTENDENT SHALL EXPEDITE EDUCATOR
14 CERTIFICATION FOR A SERVICE MEMBER, VETERAN, OR MILITARY SPOUSE.

15 (C) TO QUALIFY FOR EXPEDITED EDUCATOR CERTIFICATION UNDER
16 THIS SECTION, A SERVICE MEMBER, VETERAN, OR MILITARY SPOUSE SHALL:

17 (1) SUBMIT AN APPLICATION FOR EDUCATOR CERTIFICATION;

18 (2) HOLD A VALID EDUCATOR LICENSE OR CERTIFICATE IN GOOD
19 STANDING ISSUED IN ANOTHER STATE;

20 (3) MEET THE APPLICABLE QUALIFICATIONS FOR
21 CERTIFICATION IN COMAR 13A.12.01.04 AND.05; AND

22 (4) PAY THE APPLICABLE CERTIFICATION FEE.

23 (D) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE
24 STATE SUPERINTENDENT, AT THE REQUEST OF A LOCAL SCHOOL SYSTEM, MAY
25 ISSUE A TEMPORARY EDUCATOR CERTIFICATE TO A SERVICE MEMBER,
26 VETERAN, OR MILITARY SPOUSE WHO HOLDS A VALID EDUCATOR CERTIFICATE
27 OR LICENSE IN GOOD STANDING ISSUED IN ANOTHER STATE BUT WHO DOES NOT
28 MEET THE QUALIFICATIONS FOR EDUCATOR CERTIFICATION IN THIS STATE.

29 (2) A TEMPORARY EDUCATOR CERTIFICATE ISSUED UNDER THIS
30 SUBSECTION AUTHORIZES THE SERVICE MEMBER, VETERAN, OR MILITARY
31 SPOUSE, FOR A LIMITED PERIOD OF TIME, AS DETERMINED BY THE STATE
32 SUPERINTENDENT, TO BE EMPLOYED AS AN EDUCATOR IN THE STATE WHILE

1 THE SERVICE MEMBER, VETERAN, OR MILITARY SPOUSE COMPLETES
2 ADDITIONAL REQUIREMENTS FOR CERTIFICATION IN THIS STATE.

3 (E) THE DEPARTMENT SHALL PUBLISH PROMINENTLY ON ITS WEB SITE
4 THE PROCESS FOR OBTAINING EXPEDITED EDUCATOR CERTIFICATION UNDER
5 THIS SECTION.

6 (F) THE STATE BOARD MAY ADOPT REGULATIONS TO CARRY OUT THIS
7 SECTION.

8 10-101.

9 (c) "Commission" means the Maryland Higher Education Commission.

10 13-501.

11 (f) "EMS Board" means the State Emergency Medical Services Board.

12 13-516.

13 (B-1) (1) IN THIS SUBSECTION, "SERVICE MEMBER" MEANS AN
14 INDIVIDUAL WHO IS AN ACTIVE DUTY MEMBER OF:

15 (I) THE ARMED FORCES OF THE UNITED STATES;

16 (II) A RESERVE COMPONENT OF THE ARMED FORCES OF
17 THE UNITED STATES; OR

18 (III) THE NATIONAL GUARD OF ANY STATE.

19 (2) (I) IN CALCULATING AN INDIVIDUAL'S YEARS OF
20 EXPERIENCE IN AN OCCUPATION OR PROFESSION, THE EMS BOARD SHALL
21 GIVE CREDIT TO THE INDIVIDUAL FOR ALL RELEVANT EXPERIENCE AS A
22 SERVICE MEMBER.

23 (II) THE EMS BOARD SHALL CREDIT ANY TRAINING AND
24 EDUCATION PROVIDED BY THE MILITARY AND COMPLETED BY A SERVICE
25 MEMBER TOWARD ANY TRAINING OR EDUCATION REQUIREMENTS FOR
26 LICENSURE OR CERTIFICATION IF THE TRAINING OR EDUCATION IS
27 DETERMINED BY THE EMS BOARD TO BE:

28 1. SUBSTANTIALLY EQUIVALENT TO THE TRAINING
29 OR EDUCATION REQUIRED BY THE EMS BOARD; AND

1 **2. NOT OTHERWISE CONTRARY TO ANY OTHER**
2 **LICENSING REQUIREMENT.**

3 **15-113.**

4 **(A) THE COMMISSION, IN CONSULTATION WITH THE PUBLIC**
5 **INSTITUTIONS OF HIGHER EDUCATION IN THE STATE, SHALL DEVELOP AND**
6 **ADOPT GUIDELINES ON AWARDING ACADEMIC CREDIT FOR A STUDENT'S**
7 **MILITARY TRAINING, COURSEWORK, AND EDUCATION.**

8 **(B) IN ACCORDANCE WITH THE GUIDELINES DEVELOPED BY THE**
9 **COMMISSION UNDER SUBSECTION (A) OF THIS SECTION, THE GOVERNING BODY**
10 **OF EACH PUBLIC INSTITUTION OF HIGHER EDUCATION IN THE STATE SHALL**
11 **DEVELOP AND IMPLEMENT POLICIES GOVERNING THE AWARDING OF ACADEMIC**
12 **CREDIT FOR A STUDENT'S MILITARY TRAINING, COURSEWORK, AND EDUCATION.**

13 **Article – Financial Institutions**

14 **11-612.2.**

15 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE**
16 **MEANINGS INDICATED.**

17 **(2) (I) “MILITARY SPOUSE” MEANS THE SPOUSE OF A SERVICE**
18 **MEMBER OR VETERAN.**

19 **(II) “MILITARY SPOUSE” INCLUDES A SURVIVING SPOUSE**
20 **OF:**

21 **1. A VETERAN; OR**

22 **2. A SERVICE MEMBER WHO DIED WITHIN 1 YEAR**
23 **BEFORE THE DATE ON WHICH THE LICENSE APPLICATION, RENEWAL, OR**
24 **CHANGE OF STATUS IS SUBMITTED.**

25 **(3) “SERVICE MEMBER” MEANS AN INDIVIDUAL WHO IS AN**
26 **ACTIVE DUTY MEMBER OF:**

27 **(I) THE ARMED FORCES OF THE UNITED STATES;**

28 **(II) A RESERVE COMPONENT OF THE ARMED FORCES OF**
29 **THE UNITED STATES; OR**

30 **(III) THE NATIONAL GUARD OF ANY STATE.**

1 (4) (I) “VETERAN” MEANS A FORMER SERVICE MEMBER WHO
2 WAS ~~HONORABLY DISCHARGED FROM ACTIVE DUTY~~ DISCHARGED FROM ACTIVE
3 DUTY UNDER CIRCUMSTANCES OTHER THAN DISHONORABLE WITHIN 1 YEAR
4 BEFORE THE DATE ON WHICH THE LICENSE APPLICATION, RENEWAL, OR
5 CHANGE OF STATUS IS SUBMITTED.

6 (II) “VETERAN” DOES NOT INCLUDE AN INDIVIDUAL WHO
7 HAS COMPLETED ACTIVE DUTY AND HAS BEEN DISCHARGED FOR MORE THAN 1
8 YEAR BEFORE THE LICENSE APPLICATION, RENEWAL, OR CHANGE OF STATUS IS
9 SUBMITTED.

10 (B) TO EXPEDITE THE RENEWAL OR CHANGE OF STATUS OF A LICENSE
11 FOR A SERVICE MEMBER, VETERAN, OR MILITARY SPOUSE, THE COMMISSIONER:

12 (1) SHALL WAIVE, AS APPLICABLE, THE STATE CRIMINAL
13 HISTORY RECORDS CHECK; AND

14 (2) MAY WAIVE OR SUSPEND ANY OTHER LICENSING
15 REQUIREMENTS TO THE EXTENT THAT THE WAIVER OR SUSPENSION DOES NOT
16 RESULT IN THE FAILURE TO MEET THE MINIMUM LICENSING STANDARDS SET
17 FORTH IN 12 U.S.C. CHAPTER 51 AND THE REGULATIONS ADOPTED UNDER IT.

18 (C) TO EXPEDITE THE ISSUANCE OF A LICENSE TO A SERVICE MEMBER,
19 VETERAN, OR MILITARY SPOUSE WHO HOLDS A VALID MORTGAGE LOAN
20 ORIGINATOR LICENSE IN ANOTHER STATE, THE COMMISSIONER:

21 (1) SHALL WAIVE THE STATE CRIMINAL HISTORY RECORDS
22 CHECK; AND

23 (2) MAY WAIVE OR SUSPEND ANY OTHER LICENSING
24 REQUIREMENTS TO THE EXTENT THAT THE WAIVER OR SUSPENSION DOES NOT
25 RESULT IN THE FAILURE TO MEET THE MINIMUM LICENSING STANDARDS SET
26 FORTH IN 12 U.S.C. CHAPTER 51 AND THE REGULATIONS ADOPTED UNDER IT.

27 (D) THE COMMISSIONER SHALL PUBLISH PROMINENTLY ON THE
28 COMMISSIONER’S WEB SITE, OR HAVE PUBLISHED ON A THIRD-PARTY WEB
29 SITE USED FOR LICENSING MORTGAGE LOAN ORIGINATORS IN THE STATE, THE
30 EXPEDITED PROCESSES FOR THE ISSUANCE, RENEWAL, OR CHANGE OF STATUS
31 OF A LICENSE UNDER THIS SECTION.

32 (E) THE COMMISSIONER MAY ADOPT REGULATIONS TO CARRY OUT
33 THIS SECTION.

Article – Health Occupations

SUBTITLE 7. SERVICE MEMBERS, VETERANS, AND MILITARY SPOUSES –
LICENSING.

1-701.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) “HEALTH OCCUPATIONS BOARD” MEANS A BOARD AUTHORIZED TO ISSUE A LICENSE, CERTIFICATE, OR REGISTRATION UNDER THIS ARTICLE.

(C) (1) “MILITARY SPOUSE” MEANS THE SPOUSE OF A SERVICE MEMBER OR VETERAN.

(2) “MILITARY SPOUSE” INCLUDES A SURVIVING SPOUSE OF:

(I) A VETERAN; OR

(II) A SERVICE MEMBER WHO DIED WITHIN 1 YEAR BEFORE THE DATE ON WHICH THE APPLICATION FOR A LICENSE, CERTIFICATE, OR REGISTRATION IS SUBMITTED.

(D) “SERVICE MEMBER” MEANS AN INDIVIDUAL WHO IS AN ACTIVE DUTY MEMBER OF:

(1) THE ARMED FORCES OF THE UNITED STATES;

(2) A RESERVE COMPONENT OF THE ARMED FORCES OF THE UNITED STATES; OR

(3) THE NATIONAL GUARD OF ANY STATE.

(E) (1) “VETERAN” MEANS A FORMER SERVICE MEMBER WHO WAS ~~HONORABLY DISCHARGED FROM ACTIVE DUTY~~ DISCHARGED FROM ACTIVE DUTY UNDER CIRCUMSTANCES OTHER THAN DISHONORABLE WITHIN 1 YEAR BEFORE THE DATE ON WHICH THE APPLICATION FOR A LICENSE, CERTIFICATE, OR REGISTRATION IS SUBMITTED.

(2) “VETERAN” DOES NOT INCLUDE AN INDIVIDUAL WHO HAS COMPLETED ACTIVE DUTY AND HAS BEEN DISCHARGED FOR MORE THAN 1 YEAR BEFORE THE APPLICATION FOR A LICENSE, CERTIFICATE, OR REGISTRATION IS SUBMITTED.

1 1-702.

2 (A) IN CALCULATING AN INDIVIDUAL'S YEARS OF PRACTICE IN A
3 HEALTH OCCUPATION, EACH HEALTH OCCUPATIONS BOARD SHALL GIVE CREDIT
4 TO THE INDIVIDUAL FOR ALL RELEVANT EXPERIENCE AS A SERVICE MEMBER.

5 (B) EACH HEALTH OCCUPATIONS BOARD SHALL CREDIT ANY TRAINING
6 AND EDUCATION PROVIDED BY THE MILITARY AND COMPLETED BY A SERVICE
7 MEMBER TOWARD ANY TRAINING OR EDUCATION REQUIREMENTS FOR
8 LICENSURE, CERTIFICATION, OR REGISTRATION IF THE TRAINING OR
9 EDUCATION IS DETERMINED BY THE HEALTH OCCUPATIONS BOARD TO BE:

10 (1) SUBSTANTIALLY EQUIVALENT TO THE TRAINING OR
11 EDUCATION REQUIRED BY THE HEALTH OCCUPATIONS BOARD; AND

12 (2) NOT OTHERWISE CONTRARY TO ANY OTHER LICENSING
13 REQUIREMENT.

14 ~~1-703.~~

15 ~~(A) (1) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION,~~
16 ~~EACH HEALTH OCCUPATIONS BOARD SHALL ISSUE AN EXPEDITED TEMPORARY~~
17 ~~LICENSE, CERTIFICATE, OR REGISTRATION TO A SERVICE MEMBER, VETERAN,~~
18 ~~OR MILITARY SPOUSE WHO MEETS THE REQUIREMENTS OF THIS SUBSECTION.~~

19 ~~(2) A TEMPORARY LICENSE, CERTIFICATE, OR REGISTRATION~~
20 ~~ISSUED UNDER THIS SUBSECTION IS VALID UNTIL THE EARLIER OF:~~

21 ~~(I) 6 MONTHS AFTER THE DATE OF ISSUANCE; OR~~

22 ~~(II) THE DATE ON WHICH A LICENSE, CERTIFICATE, OR~~
23 ~~REGISTRATION IS GRANTED OR A NOTICE TO DENY A LICENSE, CERTIFICATE, OR~~
24 ~~REGISTRATION IS ISSUED BY THE HEALTH OCCUPATIONS BOARD.~~

25 ~~(3) AN APPLICATION FOR A TEMPORARY LICENSE, CERTIFICATE,~~
26 ~~OR REGISTRATION TO PRACTICE A HEALTH OCCUPATION UNDER THIS~~
27 ~~SUBSECTION SHALL INCLUDE THE FOLLOWING, IN THE FORM AND MANNER~~
28 ~~REQUIRED BY THE HEALTH OCCUPATIONS BOARD:~~

29 ~~(I) PROOF THAT THE APPLICANT IS A SERVICE MEMBER,~~
30 ~~VETERAN, OR MILITARY SPOUSE;~~

1 ~~(H) PROOF THAT THE APPLICANT HOLDS A VALID LICENSE,~~
2 ~~CERTIFICATE, OR REGISTRATION IN GOOD STANDING ISSUED IN ANOTHER~~
3 ~~STATE;~~

4 ~~(HH) IF THE APPLICANT IS A SERVICE MEMBER OR VETERAN,~~
5 ~~PROOF THAT THE APPLICANT IS ASSIGNED TO A DUTY STATION IN THE STATE~~
6 ~~OR HAS ESTABLISHED LEGAL RESIDENCE IN THE STATE;~~

7 ~~(IV) IF THE APPLICANT IS A MILITARY SPOUSE, PROOF THAT~~
8 ~~THE APPLICANT'S SPOUSE IS ASSIGNED TO A DUTY STATION IN THE STATE OR~~
9 ~~HAS ESTABLISHED LEGAL RESIDENCE IN THE STATE;~~

10 ~~(V) IF A CRIMINAL BACKGROUND CHECK IS REQUIRED BY~~
11 ~~THE HEALTH OCCUPATIONS BOARD FOR LICENSURE, CERTIFICATION, OR~~
12 ~~REGISTRATION, PROOF OF APPLICATION FOR A CRIMINAL BACKGROUND~~
13 ~~CHECK;~~

14 ~~(VI) PROOF THAT THE APPLICANT HAS SUBMITTED THE~~
15 ~~FULL APPLICATION FOR LICENSURE, CERTIFICATION, OR REGISTRATION; AND~~

16 ~~(VII) PAYMENT OF ANY APPLICATION FEE REQUIRED BY THE~~
17 ~~HEALTH OCCUPATIONS BOARD.~~

18 ~~(4) BEFORE ISSUING A TEMPORARY LICENSE UNDER THIS~~
19 ~~SUBSECTION, THE HEALTH OCCUPATIONS BOARD SHALL DETERMINE THAT THE~~
20 ~~REQUIREMENTS FOR LICENSURE, CERTIFICATION, OR REGISTRATION IN THE~~
21 ~~OTHER STATE ARE SUBSTANTIALLY EQUIVALENT TO, OR EXCEED THE~~
22 ~~REQUIREMENTS FOR, LICENSURE, CERTIFICATION, OR REGISTRATION IN THIS~~
23 ~~STATE.~~

24 ~~(B) (1) A HEALTH OCCUPATIONS BOARD MAY APPLY TO THE~~
25 ~~SECRETARY FOR CONSIDERATION OF A PROCESS FOR LICENSURE,~~
26 ~~CERTIFICATION, OR REGISTRATION THAT DOES NOT MEET THE REQUIREMENTS~~
27 ~~OF SUBSECTION (A) OF THIS SECTION, BUT THAT ALLOWS SERVICE MEMBERS,~~
28 ~~VETERANS, AND MILITARY SPOUSES TO OBTAIN A LICENSE, CERTIFICATE, OR~~
29 ~~REGISTRATION UNDER THIS ARTICLE IN AN EXPEDITED MANNER THAT MEETS~~
30 ~~THE GOALS OF SUBSECTION (A) OF THIS SECTION.~~

31 ~~(2) IF THE SECRETARY APPROVES AN ALTERNATIVE PROCESS~~
32 ~~FOR LICENSURE, CERTIFICATION, OR REGISTRATION UNDER PARAGRAPH (1) OF~~
33 ~~THIS SUBSECTION, THEN THE HEALTH OCCUPATIONS BOARD SHALL BE~~
34 ~~CONSIDERED TO HAVE FULFILLED THE REQUIREMENTS OF SUBSECTION (A) OF~~
35 ~~THIS SECTION.~~

1 ~~1-704.~~

2 ~~(A) SUBJECT TO SUBSECTIONS (B) AND (C) OF THIS SECTION, A HEALTH~~
3 ~~OCCUPATIONS BOARD MAY ISSUE A TEMPORARY LICENSE, CERTIFICATE, OR~~
4 ~~REGISTRATION TO A SERVICE MEMBER, VETERAN, OR MILITARY SPOUSE WHO~~
5 ~~HOLDS A VALID LICENSE, CERTIFICATE, OR REGISTRATION IN GOOD STANDING~~
6 ~~ISSUED IN ANOTHER STATE FOR WHICH THE REQUIREMENTS FOR LICENSURE,~~
7 ~~CERTIFICATION, OR REGISTRATION ARE NOT SUBSTANTIALLY EQUIVALENT TO~~
8 ~~THE REQUIREMENTS IN THIS STATE.~~

9 ~~(B) A TEMPORARY LICENSE, CERTIFICATE, OR REGISTRATION ISSUED~~
10 ~~UNDER THIS SECTION AUTHORIZES THE SERVICE MEMBER, VETERAN, OR~~
11 ~~MILITARY SPOUSE, FOR A LIMITED PERIOD OF TIME, TO PERFORM SERVICES~~
12 ~~REGULATED BY THE HEALTH OCCUPATIONS BOARD WHILE THE SERVICE~~
13 ~~MEMBER, VETERAN, OR MILITARY SPOUSE COMPLETES ADDITIONAL~~
14 ~~REQUIREMENTS FOR LICENSURE, CERTIFICATION, OR REGISTRATION IN THIS~~
15 ~~STATE.~~

16 ~~(C) A HEALTH OCCUPATIONS BOARD MAY NOT ISSUE A LICENSE,~~
17 ~~CERTIFICATE, OR REGISTRATION UNDER THIS SECTION IF ISSUANCE OF THE~~
18 ~~LICENSE, CERTIFICATE, OR REGISTRATION WOULD POSE A RISK TO PUBLIC~~
19 ~~HEALTH, WELFARE, OR SAFETY.~~

20 ~~1-705.~~

21 ~~EACH HEALTH OCCUPATIONS BOARD SHALL PUBLISH PROMINENTLY ON~~
22 ~~ITS WEB SITE:~~

23 ~~(1) THE PROCESS FOR OBTAINING A TEMPORARY LICENSE,~~
24 ~~CERTIFICATE, OR REGISTRATION UNDER § 1-703 OF THIS SUBTITLE AND, IF~~
25 ~~APPLICABLE, § 1-704 OF THIS SUBTITLE; AND~~

26 ~~(2) THE PROCESS FOR APPLYING FOR A PERMANENT LICENSE,~~
27 ~~CERTIFICATE, OR REGISTRATION FROM THE HEALTH OCCUPATIONS BOARD.~~

28 1-703.

29 A HEALTH OCCUPATIONS BOARD MAY ALLOW A LICENSEE OR
30 CERTIFICATE HOLDER WHO IS A MEMBER OF AN ARMED FORCE DEPLOYED
31 OUTSIDE THE UNITED STATES OR ITS TERRITORIES TO:

32 (1) RENEW THE LICENSE OR CERTIFICATE AFTER THE
33 EXPIRATION OF THE RENEWAL PERIOD WITHOUT PAYMENT OF A PENALTY OR

1 REINSTATEMENT FEE IF THE LATE RENEWAL IS A DIRECT RESULT OF THE
2 DEPLOYMENT; AND

3 (2) COMPLETE ANY CONTINUING EDUCATION OR CONTINUING
4 COMPETENCY REQUIREMENTS OR CRIMINAL HISTORY RECORDS CHECK
5 REQUIRED FOR RENEWAL WITHIN A REASONABLE TIME AFTER RENEWING THE
6 LICENSE OR CERTIFICATE.

7 1-704.

8 (A) (1) EACH HEALTH OCCUPATIONS BOARD SHALL DEVELOP A
9 PROCEDURE BY WHICH AN INDIVIDUAL WHO APPLIES FOR A LICENSE,
10 CERTIFICATE, OR REGISTRATION CAN NOTIFY THE BOARD THAT THE
11 INDIVIDUAL IS A SERVICE MEMBER, VETERAN, OR MILITARY SPOUSE.

12 (2) A HEALTH OCCUPATIONS BOARD MAY SATISFY THE
13 REQUIREMENT OF PARAGRAPH (1) OF THIS SUBSECTION BY INCLUDING A
14 CHECK-OFF BOX ON A LICENSE, CERTIFICATE, OR REGISTRATION APPLICATION
15 FORM.

16 (B) FOR EACH APPLICANT WHO IS A SERVICE MEMBER, VETERAN, OR
17 MILITARY SPOUSE, A HEALTH OCCUPATIONS BOARD SHALL ASSIGN TO THE
18 APPLICANT AN ADVISOR TO ASSIST THE INDIVIDUAL WITH THE APPLICATION
19 PROCESS.

20 (C) (1) EACH HEALTH OCCUPATIONS BOARD SHALL EXPEDITE *THE*
21 PROCESS FOR THE LICENSURE, CERTIFICATION, OR REGISTRATION OF A
22 SERVICE MEMBER, VETERAN, OR MILITARY SPOUSE.

23 (2) IF A SERVICE MEMBER, VETERAN, OR MILITARY SPOUSE
24 MEETS THE REQUIREMENTS FOR LICENSURE, CERTIFICATION, OR
25 REGISTRATION, A HEALTH OCCUPATIONS BOARD SHALL ISSUE THE LICENSE,
26 CERTIFICATE, OR REGISTRATION WITHIN 15 BUSINESS DAYS AFTER RECEIVING
27 A COMPLETED APPLICATION.

28 (D) IF A HEALTH OCCUPATIONS BOARD DETERMINES THAT A SERVICE
29 MEMBER, VETERAN, OR MILITARY SPOUSE DOES NOT MEET THE EDUCATION,
30 TRAINING, OR EXPERIENCE REQUIREMENTS FOR LICENSURE, CERTIFICATION,
31 OR REGISTRATION, A REPRESENTATIVE OF THE BOARD SHALL ASSIST THE
32 SERVICE MEMBER, VETERAN, OR MILITARY SPOUSE IN IDENTIFYING:

33 (1) PROGRAMS THAT OFFER RELEVANT EDUCATION OR
34 TRAINING; OR

1 **(2) WAYS OF OBTAINING NEEDED EXPERIENCE.**

2 **1-705.**

3 **EACH HEALTH OCCUPATIONS BOARD SHALL PUBLISH PROMINENTLY ON**
4 **ITS WEB SITE INFORMATION ON:**

5 **(1) THE EXPEDITED LICENSING PROCESS AVAILABLE TO SERVICE**
6 **MEMBERS, VETERANS, AND MILITARY SPOUSES UNDER § 1-704 OF THIS**
7 **SUBTITLE; AND**

8 **(2) ANY ASSISTANCE AND SERVICES RELATED TO LICENSURE,**
9 **CERTIFICATION, OR REGISTRATION PROVIDED BY THE BOARD TO SERVICE**
10 **MEMBERS, VETERANS, AND MILITARY SPOUSES.**

11 **1-706.**

12 **EACH HEALTH OCCUPATIONS BOARD MAY ADOPT REGULATIONS TO**
13 **CARRY OUT THIS SUBTITLE.**

14 SECTION 3. AND BE IT FURTHER ENACTED, That ~~en~~:

15 (a) On or before January 1, 2014, the Department of Health and Mental
16 Hygiene, the Department of Labor, Licensing, and Regulation, the State Department
17 of Education, the Maryland Institute for Emergency Medical Services Systems, and
18 the Maryland Higher Education Commission shall submit a preliminary report to the
19 Governor and, in accordance with § 2-1246 of the State Government Article, the
20 General Assembly on the implementation of this Act.

21 (b) On or before January 1, 2015, the Department of Health and Mental
22 Hygiene, the Department of Labor, Licensing, and Regulation, the State Department
23 of Education, the Maryland Institute for Emergency Medical Services Systems, and
24 the Maryland Higher Education Commission shall submit a final report to the
25 Governor and, in accordance with § 2-1246 of the State Government Article, the
26 General Assembly on the implementation of this Act.

27 (c) The reports required under subsections (a) and (b) of this section shall,
28 for each licensing unit, include:

29 (1) the number of applicants who identified themselves as service
30 members, veterans, or military spouses;

31 (2) the number of service members, veterans, or military spouses
32 whose applications for a license, certificate, or registration were approved;

1 (3) the number of service members, veterans, or military spouses
2 whose applications for a license, certificate, or registration were denied, including data
3 on the reasons for denial;

4 (4) data on the licensing unit's application processing times for service
5 members, veterans, and military spouses;

6 (5) information on the licensing unit's efforts to assist service
7 members, veterans, and military spouses in identifying programs that offer education
8 and training needed to meet the requirements for licensure, certification, or
9 registration;

10 (6) information on whether the applicable provisions of this Act
11 effectively address the challenges that service members, veterans, and military
12 spouses face when applying for an occupational or professional license, certificate, or
13 registration on discharge from military service or after relocating to the State; and

14 (7) recommendations on ways to improve the licensing unit's ability to
15 meet the needs of service members, veterans, and military spouses, including
16 recommendations on whether issuing temporary or provisional licenses, certificates, or
17 registrations would allow the licensing unit to more effectively address the challenges
18 that service members, veterans, and military spouses face when applying for an
19 occupational or professional license, certificate, or registration.

20 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect
21 July 1, 2013.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.