

SENATE BILL 1072

P1

4r1597
CF HB 1201

By: **Senator McKay**

Introduced and read first time: February 2, 2024

Assigned to: Education, Energy, and the Environment and Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Occupational and Professional Licensing – Military Training and Military**
3 **Spouses**

4 FOR the purpose of requiring an occupational licensing board to issue a license, certificate,
5 permit, or registration to an applicant who is military trained or who is a military
6 spouse if the applicant meets certain requirements; requiring an occupational
7 licensing board to consider certain types of experience for a certain calculation;
8 authorizing an occupational licensing board to issue a temporary license, certificate,
9 permit, or registration under certain circumstances; and generally relating to
10 occupational and professional licenses, certificates, permits, and registrations for
11 military-trained individuals and military spouses.

12 BY adding to

13 Article – State Government

14 Section 10–1701 and 10–1702 to be under the new subtitle “Subtitle 17. Occupational
15 and Professional Licensing for Military Training and Military Spouses”

16 Annotated Code of Maryland

17 (2021 Replacement Volume and 2023 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
19 That the Laws of Maryland read as follows:

20 **Article – State Government**

21 **SUBTITLE 17. OCCUPATIONAL AND PROFESSIONAL LICENSING FOR MILITARY**
22 **TRAINING AND MILITARY SPOUSES.**

23 **10–1701.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

3 (B) “MILITARY SPOUSE” MEANS AN INDIVIDUAL WHOSE SPOUSE IS A
4 MEMBER OF THE UNITED STATES ARMED FORCES.

5 (C) (1) “OCCUPATIONAL LICENSING BOARD” MEANS A UNIT
6 RESPONSIBLE FOR ISSUING AN OCCUPATIONAL OR PROFESSIONAL LICENSE,
7 CERTIFICATE, PERMIT, OR REGISTRATION THAT IS REQUIRED FOR AN INDIVIDUAL
8 TO PRACTICE AN OCCUPATION OR A PROFESSION IN THE STATE, INCLUDING A UNIT
9 AUTHORIZED UNDER THE AGRICULTURE ARTICLE, THE BUSINESS REGULATION
10 ARTICLE, THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE, THE
11 ENVIRONMENT ARTICLE, THE HEALTH OCCUPATIONS ARTICLE, THE PUBLIC
12 SAFETY ARTICLE, OR THE TRANSPORTATION ARTICLE.

13 (2) “OCCUPATIONAL LICENSING BOARD” DOES NOT INCLUDE THE
14 STATE BOARD OF LAW EXAMINERS, AUTHORIZED UNDER TITLE 10 OF THE
15 BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE.

16 10-1702.

17 (A) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, AN OCCUPATIONAL
18 LICENSING BOARD SHALL ISSUE A LICENSE, CERTIFICATE, PERMIT, OR
19 REGISTRATION, AS APPROPRIATE, TO AN APPLICANT TO PRACTICE AN OCCUPATION
20 OR A PROFESSION IN THE STATE IF THE APPLICANT:

21 (1) (I) HAS COMPLETED A MILITARY PROGRAM OF TRAINING, BEEN
22 AWARDED A MILITARY OCCUPATIONAL SPECIALTY, AND PERFORMED THAT
23 SPECIALTY AT A LEVEL THAT IS SUBSTANTIALLY EQUIVALENT TO OR EXCEEDS THE
24 REQUIREMENTS OF THE OCCUPATIONAL LICENSING BOARD TO WHICH THE
25 APPLICANT HAS APPLIED;

26 (II) HAS ENGAGED IN THE ACTIVE PRACTICE OF THE
27 OCCUPATION OR PROFESSION FOR WHICH THE INDIVIDUAL IS SEEKING A LICENSE,
28 CERTIFICATE, PERMIT, OR REGISTRATION FOR AT LEAST 2 OF THE 5 YEARS
29 IMMEDIATELY PRECEDING THE DATE OF THE APPLICATION;

30 (III) HAS NOT COMMITTED ANY ACT IN ANY JURISDICTION THAT
31 WOULD HAVE CONSTITUTED GROUNDS FOR DENIAL, SUSPENSION, OR REVOCATION
32 OF THE LICENSE, CERTIFICATE, PERMIT, OR REGISTRATION IN THE STATE AT THE
33 TIME THE ACT WAS COMMITTED; AND

1 (IV) PAYS ANY FEES REQUIRED BY THE OCCUPATIONAL
2 LICENSING BOARD; OR

3 (2) (I) IS A MILITARY SPOUSE;

4 (II) HOLDS A CURRENT LICENSE, CERTIFICATE, PERMIT, OR
5 REGISTRATION FROM ANOTHER JURISDICTION AND THAT JURISDICTION'S
6 REQUIREMENTS FOR THE LICENSE, CERTIFICATE, PERMIT, OR REGISTRATION ARE
7 SUBSTANTIALLY EQUIVALENT TO OR EXCEED THE REQUIREMENTS OF THE
8 OCCUPATIONAL LICENSING BOARD TO WHICH THE APPLICANT HAS APPLIED;

9 (III) CAN DEMONSTRATE COMPETENCY IN THE OCCUPATION OR
10 PROFESSION IN A METHOD DETERMINED BY THE OCCUPATIONAL LICENSING BOARD;

11 (IV) HAS NOT COMMITTED ANY ACT IN ANY JURISDICTION THAT
12 WOULD HAVE CONSTITUTED GROUNDS FOR DENIAL, SUSPENSION, OR REVOCATION
13 OF THE LICENSE, CERTIFICATE, PERMIT, OR REGISTRATION IN THE STATE AT THE
14 TIME THE ACT WAS COMMITTED;

15 (V) IS IN GOOD STANDING WITH AND HAS NOT BEEN
16 DISCIPLINED BY THE UNIT FROM THE JURISDICTION IN WHICH THE APPLICANT
17 HOLDS A CURRENT LICENSE, CERTIFICATE, PERMIT, OR REGISTRATION; AND

18 (VI) PAYS ANY FEES REQUIRED BY THE OCCUPATIONAL
19 LICENSING BOARD.

20 (B) AN OCCUPATIONAL LICENSING BOARD SHALL CONSIDER
21 FULL-TIME AND PART-TIME EXPERIENCE, BOTH PAID AND UNPAID, WHEN
22 CALCULATING YEARS OF EXPERIENCE UNDER SUBSECTION (A)(1)(II) OF THIS
23 SECTION OR WHEN DEMONSTRATING COMPETENCY UNDER SUBSECTION (A)(2)(III)
24 OF THIS SECTION.

25 (C) (1) AN OCCUPATIONAL LICENSING BOARD MAY ISSUE A TEMPORARY
26 LICENSE, CERTIFICATE, PERMIT, OR REGISTRATION TO AN APPLICANT WHO IS
27 LICENSED, CERTIFIED, PERMITTED, OR REGISTERED IN ANOTHER JURISDICTION
28 WHILE THE APPLICANT IS IN THE PROCESS OF SATISFYING THE REQUIREMENTS OF
29 THIS SECTION IF THE OTHER REQUIREMENTS TO OBTAIN A LICENSE, CERTIFICATE,
30 PERMIT, OR REGISTRATION IN THAT JURISDICTION ARE SUBSTANTIALLY
31 EQUIVALENT TO OR EXCEED THE REQUIREMENTS OF THE OCCUPATIONAL
32 LICENSING BOARD TO WHICH THE APPLICANT HAS APPLIED.

1 **(2) AN OCCUPATIONAL LICENSING BOARD SHALL WAIVE ANY FEE**
2 **ASSOCIATED WITH A TEMPORARY LICENSE, CERTIFICATE, PERMIT, OR**
3 **REGISTRATION ISSUED UNDER PARAGRAPH (1) OF THIS SUBSECTION.**

4 **(D) AN OCCUPATIONAL LICENSING BOARD SHALL ADOPT REGULATIONS**
5 **NECESSARY TO CARRY OUT THE REQUIREMENTS OF THIS SECTION.**

6 **(E) THIS SECTION DOES NOT PROHIBIT AN APPLICANT WHO MEETS THE**
7 **REQUIREMENTS OF SUBSECTION (A) OF THIS SECTION FROM APPLYING FOR AN**
8 **OCCUPATIONAL OR PROFESSIONAL LICENSE, CERTIFICATE, PERMIT, OR**
9 **REGISTRATION UNDER ANY OTHER PROVISION OF LAW.**

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 October 1, 2024.