

1 HB388  
2 191227-3  
3 By Representative McClammy  
4 RFD: Military and Veterans Affairs  
5 First Read: 08-FEB-18



1           Section 1. Section 31-1-6 of the Code of Alabama  
2 1975, is amended to read as follows:

3           "§31-1-6.

4           "(a) This section shall be known and may be cited as  
5 the Military Family Jobs Opportunity Act.

6           "~~(a)~~(b) Except as provided in subsection ~~(e)~~ (h),  
7 and notwithstanding other provisions of law, this section  
8 shall apply to any board, agency, commission, or other entity  
9 providing professional licenses or certificates, or both, for  
10 the purpose of employment in the State of Alabama. ~~Each~~ On or  
11 before January 1, 2019, each board, commission, or agency  
12 providing professional licenses or certificates, or both, ~~may~~  
13 shall promulgate rules in conformity with this section for the  
14 purpose of implementing its requirements. The rules shall  
15 provide a method of accomplishing both of the following:

16           "(1) The issuance of a license or certificate to an  
17 eligible individual if the requirements for certification or  
18 licensure of the original issuing state or governing body are  
19 substantially equivalent to that required in the state, as  
20 provided in subsection (d).

21           "(2) A procedure for authorizing an eligible  
22 individual to perform professional services regulated by the  
23 board, agency, or commission in this state pursuant to a  
24 temporary permit, effective for at least 180 days, while the  
25 eligible individual completes the specific requirements of the  
26 board, agency, or commission to obtain a license or

1 certificate in this state that were not required in the  
2 original issuing state.

3 ~~"(b)(c) Except as provided in subsection (e), and~~  
4 ~~notwithstanding other provisions of law, this section shall~~  
5 ~~apply to individuals who~~ For the purposes of this section, an  
6 eligible individual is any individual who satisfies all of the  
7 following:

8 ~~"(1) Are married to and living with~~ Is the spouse of  
9 an active duty ~~reserve,~~ or transitioning member of the United  
10 States Armed Forces, including the National Guard, or a  
11 surviving spouse of a service member who, at the time of his  
12 or her death, was serving on active duty, who is relocated to  
13 and stationed in the State of Alabama under official military  
14 orders. For the purposes of this section, a transitioning  
15 service member is a member of the United States Armed Forces,  
16 including the National Guard, on active duty status or on  
17 separation leave who is within 24 months of retirement.

18 ~~"(2) Have~~ Has not committed or participated in an  
19 act that would constitute grounds for refusal, suspension, or  
20 revocation of a professional license or certificate.

21 ~~"(3) Have~~ Has not been disciplined by an authorized  
22 entity or ~~are~~ under investigation, in any jurisdiction, in  
23 relation to a professional license or certificate.

24 ~~"(4) Pay any required fee and submit to any required~~  
25 ~~criminal or other background check by an authorized board,~~  
26 ~~commission, or agency in the State of Alabama.~~

1           "~~(c)~~(d) Any eligible individual under subsection  
2     ~~(b)~~(c) who possesses a valid license or certificate in another  
3     state, district, or territory of the United States, or in any  
4     branch of the United States Armed Forces, including the  
5     National Guard, with licensing or certification requirements  
6     greater than or substantially similar to the licensing or  
7     certification requirements of the appropriate board,  
8     commission, or agency in the State of Alabama ~~may~~ shall be  
9     approved to continue work in his or her profession upon  
10    relocation to the State of Alabama for such time as normally  
11    allotted with receipt of a license or certificate from the  
12    appropriate board, commission, or agency; ~~provided, that upon.~~  
13    Upon completion of an application that documents compliance  
14    with the receiving agency's requirements for a certificate or  
15    license, an authorized board, commission, or agency shall  
16    expedite the application according to statute, promulgated  
17    rules, or if applicable, at the next scheduled licensure  
18    proceeding for an eligible individual under subsection ~~(b)~~(c).

19           "~~(d)~~(e) Any board, commission, or agency in the  
20    State of Alabama may establish reciprocity with other states  
21    for military spouse professional licensing and certification.

22           "(f) Any board, agency, commission, or other entity  
23    providing professional licenses or certificates, or both, for  
24    the purpose of employment in this state, that is created after  
25    the effective date of the act adding this amendatory language,  
26    shall adopt the rules required by this section within one year  
27    after the date of its initial organizational meeting.

1           "(g) Any board, agency, commission, or other entity  
2 providing professional licenses or certificates, or both, for  
3 the purpose of employment in the state, shall waive the  
4 initial licensing fee for the eligible individual upon  
5 application by the eligible individual in a manner prescribed  
6 by the board, agency, commission, or other entity. The board,  
7 agency, commission, or other entity shall process an  
8 application for a fee waiver within 30 days after receiving  
9 the application.

10           "~~(e)~~ (h) This section does not apply to the practice  
11 of law or the regulation of attorneys, any license or  
12 registration issued by the Securities Commission under the  
13 Alabama Securities Act, or the practice of any profession  
14 regulated by the Alabama State Board of Pharmacy, Board of  
15 Dental Examiners, State Board of Chiropractic Examiners,  
16 Alabama Liquefied Petroleum Gas Board, or State Board of  
17 Medical Examiners."

18           Section 2. This act shall become effective  
19 immediately following its passage and approval by the  
20 Governor, or its otherwise becoming law.

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House of Representatives

Read for the first time and re-  
ferred to the House of Representa-  
tives committee on Military and  
Veterans Affairs..... 08-FEB-18

Read for the second time and placed  
on the calendar 1 amendment ..... 15-FEB-18

Read for the third time and passed  
as amended..... 27-FEB-18

Yeas 101, Nays 0, Abstains 0

Jeff Woodard  
Clerk