

# SENATE BILL 230

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CF HB 112

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By: **Senator Jackson**

Introduced and read first time: January 13, 2022

Assigned to: Education, Health, and Environmental Affairs

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## A BILL ENTITLED

1 AN ACT concerning

2 **Health Occupations – Service Members, Veterans, and Military Spouses –**  
3 **Temporary Licensure, Certification, Registration, and Permitting**

4 FOR the purpose of requiring health occupations boards to issue a temporary license,  
5 certificate, registration, or permit to a service member, veteran, or military spouse  
6 who meets certain requirements; prohibiting a health occupations board from issuing  
7 a certain temporary license, certificate, registration, or permit if the issuance would  
8 pose a risk to public health, welfare, or safety; and generally relating to temporary  
9 health occupational licensure, certification, registration, and permitting  
10 requirements for service members, veterans, and military spouses.

11 BY repealing and reenacting, with amendments,  
12 Article – Health Occupations  
13 Section 1–701  
14 Annotated Code of Maryland  
15 (2021 Replacement Volume)

16 BY adding to  
17 Article – Health Occupations  
18 Section 1–702.1 and 1–702.2  
19 Annotated Code of Maryland  
20 (2021 Replacement Volume)

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

23 **Article – Health Occupations**

24 1–701.

25 (a) In this subtitle the following words have the meanings indicated.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) "Health occupations board" means a board authorized to issue a license,  
2 certificate, or registration under this article.

3 (c) (1) "Military spouse" means the spouse of a service member or veteran.

4 (2) "Military spouse" includes a surviving spouse of:

5 (i) A veteran; or

6 (ii) A service member who died within 1 year before the date on  
7 which:

8 **1. FOR THE PURPOSES OF §§ 1-702 AND 1-703**  
9 **THROUGH 1-705 OF THIS SUBTITLE, the application for a FULL license, certificate, or**  
10 **registration is submitted; OR**

11 **2. FOR THE PURPOSES OF §§ 1-702.1 AND 1-702.2 OF**  
12 **THIS SUBTITLE, THE APPLICATION FOR A TEMPORARY LICENSE, CERTIFICATE,**  
13 **REGISTRATION, OR PERMIT IS SUBMITTED.**

14 (d) "Service member" means an individual who is an active duty member of:

15 (1) The armed forces of the United States;

16 (2) A reserve component of the armed forces of the United States; or

17 (3) The National Guard of any state.

18 (e) (1) "Veteran" means a former service member who was discharged from  
19 active duty under circumstances other than dishonorable within 1 year before the date on  
20 which:

21 **(I) FOR THE PURPOSES OF §§ 1-702 AND 1-703 THROUGH**  
22 **1-705 OF THIS SUBTITLE, the application for a FULL license, certificate, or registration**  
23 **is submitted; OR**

24 **(II) FOR THE PURPOSES OF §§ 1-702.1 AND 1-702.2 OF THIS**  
25 **SUBTITLE, THE APPLICATION FOR A TEMPORARY LICENSE, CERTIFICATE,**  
26 **REGISTRATION, OR PERMIT IS SUBMITTED.**

27 (2) "Veteran" does not include an individual who has completed active duty  
28 and has been discharged for more than 1 year before:

29 **(I) FOR THE PURPOSES OF §§ 1-702 AND 1-703 THROUGH**

1 **1-705 OF THIS SUBTITLE**, the application for a **FULL** license, certificate, or registration  
2 is submitted; **OR**

3 **(II) FOR THE PURPOSES OF §§ 1-702.1 AND 1-702.2 OF THIS**  
4 **SUBTITLE, THE APPLICATION FOR A TEMPORARY LICENSE, CERTIFICATE,**  
5 **REGISTRATION, OR PERMIT IS SUBMITTED.**

6 **1-702.1.**

7 **(A) (1) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, EACH**  
8 **HEALTH OCCUPATIONS BOARD SHALL ISSUE AN EXPEDITED TEMPORARY LICENSE,**  
9 **CERTIFICATE, REGISTRATION, OR PERMIT TO A SERVICE MEMBER, VETERAN, OR**  
10 **MILITARY SPOUSE WHO MEETS THE REQUIREMENTS OF THIS SUBSECTION.**

11 **(2) A TEMPORARY LICENSE, CERTIFICATE, REGISTRATION, OR**  
12 **PERMIT ISSUED UNDER THIS SUBSECTION IS VALID UNTIL THE EARLIER OF:**

13 **(I) 6 MONTHS AFTER THE DATE OF ISSUANCE; OR**

14 **(II) THE DATE ON WHICH A LICENSE, CERTIFICATE,**  
15 **REGISTRATION, OR PERMIT IS GRANTED OR A NOTICE TO DENY A LICENSE,**  
16 **CERTIFICATE, REGISTRATION, OR PERMIT IS ISSUED BY THE HEALTH OCCUPATIONS**  
17 **BOARD.**

18 **(3) AN APPLICATION FOR A TEMPORARY LICENSE, CERTIFICATE,**  
19 **REGISTRATION, OR PERMIT TO PRACTICE A HEALTH OCCUPATION UNDER THIS**  
20 **SUBSECTION SHALL INCLUDE THE FOLLOWING, IN THE FORM AND MANNER**  
21 **REQUIRED BY THE HEALTH OCCUPATIONS BOARD:**

22 **(I) PROOF THAT THE APPLICANT IS A SERVICE MEMBER,**  
23 **VETERAN, OR MILITARY SPOUSE, INCLUDING:**

24 **1. FOR A SERVICE MEMBER OR VETERAN, A DD FORM**  
25 **214, PERMANENT CHANGE OF STATION ORDERS, OR A COMMON ACCESS CARD**  
26 **ISSUED BY THE U.S. DEPARTMENT OF DEFENSE; OR**

27 **2. FOR A MILITARY SPOUSE, A MARRIAGE CERTIFICATE**  
28 **AND ONE OF THE FORMS OF IDENTIFICATION LISTED IN ITEM 1 OF THIS ITEM;**

29 **(II) PROOF THAT:**

30 **1. THE APPLICANT HAS HELD A VALID LICENSE,**  
31 **CERTIFICATE, REGISTRATION, OR PERMIT IN GOOD STANDING ISSUED IN ANOTHER**

1 STATE FOR AT LEAST 1 YEAR; AND

2                   2. EACH VALID LICENSE, CERTIFICATE, REGISTRATION,  
3 OR PERMIT HELD BY THE APPLICANT ISSUED IN ANOTHER STATE IS IN GOOD  
4 STANDING;

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

8                   (IV) IF THE APPLICANT IS A MILITARY SPOUSE, PROOF THAT:

9                   1. THE APPLICANT'S SPOUSE IS ASSIGNED TO A DUTY  
10 STATION IN THE STATE OR HAS ESTABLISHED LEGAL RESIDENCE IN THE STATE; OR

11                   2. IF THE APPLICANT IS A SURVIVING SPOUSE  
12 DESCRIBED UNDER § 1-701(C)(2) OF THIS SUBTITLE, THE APPLICANT HAS  
13 ESTABLISHED LEGAL RESIDENCE IN THE STATE;

14                   (v) 1. PROOF OF APPLICATION FOR A NATIONAL CRIMINAL  
15 HISTORY RECORDS CHECK; OR

16                   2. THE RESULTS OF A NATIONAL CRIMINAL HISTORY  
17 RECORDS CHECK COMPLETED WITHIN 1 YEAR BEFORE THE DATE OF APPLICATION;

18                   (VI) PROOF THAT THE APPLICANT HAS SUBMITTED AN  
19 APPLICATION FOR FULL LICENSURE, CERTIFICATION, REGISTRATION, OR  
20 PERMITTING; AND

21                   (VII) PAYMENT OF ANY APPLICATION FEE REQUIRED BY THE  
22 HEALTH OCCUPATIONS BOARD.

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

30                   (2) IF THE SECRETARY APPROVES AN ALTERNATIVE PROCESS FOR  
31 LICENSURE, CERTIFICATION, REGISTRATION, OR PERMITTING UNDER PARAGRAPH  
32 (1) OF THIS SUBSECTION, THE HEALTH OCCUPATIONS BOARD SHALL BE

1 CONSIDERED TO HAVE FULFILLED THE REQUIREMENTS OF SUBSECTION (A) OF THIS  
2 SECTION.

3 **1-702.2.**

4 (A) SUBJECT TO SUBSECTIONS (B) AND (C) OF THIS SECTION, A HEALTH  
5 OCCUPATIONS BOARD MAY ISSUE A TEMPORARY LICENSE, CERTIFICATE,  
6 REGISTRATION, OR PERMIT TO A SERVICE MEMBER, VETERAN, OR MILITARY SPOUSE  
7 WHO HAS HELD A VALID LICENSE, CERTIFICATE, REGISTRATION, OR PERMIT IN  
8 GOOD STANDING ISSUED IN ANOTHER STATE FOR LESS THAN 1 YEAR IF EACH VALID  
9 LICENSE, CERTIFICATE, REGISTRATION, OR PERMIT HELD BY THE SERVICE  
10 MEMBER, VETERAN, OR MILITARY SPOUSE IS IN GOOD STANDING.

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

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

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
23 October 1, 2022.