

1 HB638
2 139561-2
3 By Representative Moore (B)
4 RFD: Boards, Agencies and Commissions
5 First Read: 03-APR-12

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8 SYNOPSIS: Under existing law, military spouses
9 relocating to the State of Alabama with an active
10 duty member of the United States Armed Forces may
11 be unreasonably delayed in utilizing a professional
12 license or certificate, previously earned in
13 another state, to continue earning income in the
14 State of Alabama.

15 This bill would provide for the expedited
16 issuance of professional licenses and certificates
17 for the spouses of active duty military personnel
18 relocating to the State of Alabama under official
19 military orders. This bill would further provide
20 for the recognition of professional licenses and
21 certificates obtained by military spouses in other
22 states with greater than or substantially similar
23 licensing criteria as the State of Alabama or for
24 the creation of reciprocity for professional
25 licensing and certification between Alabama and
26 other states.
27

1 A BILL
2 TO BE ENTITLED
3 AN ACT
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5 Relating to professional licenses and certificates
6 for spouses of active duty military personnel; to expedite the
7 issuance of and to recognize those licenses obtained in other
8 jurisdictions; and to provide certain individual exemptions
9 from licensing fees.

10 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

11 Section 1. Except as provided in Section 6 of this
12 act, and notwithstanding other provisions of law, this act
13 shall apply to any board, agency, commission, or other entity
14 providing professional licenses or certificates, or both, for
15 the purpose of employment in the State of Alabama. Each board,
16 commission, or agency providing professional licenses or
17 certificates, or both, may promulgate rules in conformity with
18 this act for the purpose of implementing its requirements.

19 Section 2. Except as provided in Section 6 of this
20 act, and notwithstanding other provisions of law, this act
21 shall apply to individuals who:

22 (1) Are married to and living with an active duty
23 member of the United States Armed Forces who is stationed in
24 the State of Alabama under official military orders.

25 (2) Have not committed or participated in an act
26 that would constitute grounds for refusal, suspension, or
27 revocation of a professional license or certificate.

1 (3) Have not been disciplined by an authorized
2 entity or are under investigation in any jurisdiction, in
3 relation to a professional license or certificate.

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

7 Section 3. (1) An authorized board, commission, or
8 agency shall expedite the issuance of a professional license
9 or certificate applied for by an eligible individual under
10 Section 2 of this act.

11 (2) A temporary professional license or certificate
12 shall be issued for eligible individuals under Section 2 of
13 this act who possess a valid license or certificate from
14 another state with greater or substantially similar licensing
15 requirements than required by the State of Alabama. Such
16 temporary license or certificate shall not be valid for more
17 than six months after the date of issuance.

18 Section 4. (1) Any eligible individual under Section
19 2 of this act who possesses a valid license or certificate in
20 another state, district, or territory of the United States
21 with licensing or certification requirements greater than or
22 substantially similar to the licensing or certification
23 requirements of the appropriate board, commission, or agency
24 in the State of Alabama shall be approved to continue work in
25 his or her profession upon relocation to the State of Alabama
26 for up to six months with receipt of a temporary license or
27 certificate or for such time as normally allotted with receipt

1 of a full license or certificate from the appropriate board,
2 commission, or agency. Such authorization shall be expedited.

3 (2) Any board, commission, or agency in the State of
4 Alabama may establish reciprocity with other states for
5 military spouse professional licensing and certification.

6 Section 5. An eligible individual under Section 2 of
7 this act who is overseas with his or her spouse who is an
8 active duty member of the United States Armed Forces shall be
9 exempt from any fees or other requirements to maintain his or
10 her professional license or certificate in the State of
11 Alabama while outside of the United States on official
12 military orders. This exemption is valid for six months upon
13 return to United States territory.

14 Section 6. This act does not apply to the practice
15 of law or the regulation of attorneys.

16 Section 7. This act shall become effective on the
17 first day of the third month following its passage and
18 approval by the Governor, or its otherwise becoming law.