
SECOND SUBSTITUTE HOUSE BILL 2303

State of Washington

66th Legislature

2020 Regular Session

By House Appropriations (originally sponsored by Representatives Leavitt, Dufault, MacEwen, Gildon, Kirby, Fey, Morgan, Barkis, Kilduff, Dolan, Ryu, Young, Wylie, Doglio, Volz, and Appleton)

READ FIRST TIME 02/11/20.

1 AN ACT Relating to professional licensing requirements for
2 service members and military spouses; amending RCW 18.340.010; adding
3 new sections to chapter 18.340 RCW; adding a new section to chapter
4 43.24 RCW; adding a new section to chapter 43.22 RCW; and creating a
5 new section.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

7 NEW SECTION. **Sec. 1.** This act may be known and cited as the
8 serve act.

9 **Sec. 2.** RCW 18.340.010 and 2011 2nd sp.s. c 5 s 1 are each
10 amended to read as follows:

11 The lives of military families are dominated by frequent
12 deployments, relocations, and extended periods of single parenthood.
13 ((Military)) Service members and their spouses are some of the most
14 mobile populations in our country, making the maintenance of
15 professional licenses a significant obstacle. According to the
16 ((2010)) 2019 defense management data center, there are ((thirty-
17 three thousand three hundred eighty active duty and ten thousand
18 eight hundred thirty-seven)) more than eighty thousand active duty
19 and reserve service members and nearly forty thousand active duty and
20 reserve military spouses residing in Washington. Military families

1 depend on two incomes and want to achieve their career goals and
2 aspirations. It is the intent of the legislature to recognize the
3 sacrifices made by military families in service to our country and
4 our state and to help alleviate the (~~hardships~~) career turmoil
5 military families face due to their highly transient life.

6 NEW SECTION. **Sec. 3.** A new section is added to chapter 18.340
7 RCW to read as follows:

8 (1) For the purposes of this section:

9 (a) "Active duty military spouse" means any person currently
10 married to someone who is an active or reserve member in any branch
11 of the armed forces of the United States, including the national
12 guard, coast guard, and armed forces reserves.

13 (b) "Authority" means any board, commission, or other authority
14 for issuance of a license, certificate, registration, or permit under
15 this title.

16 (c) "Provisional license, certificate, registration, or permit"
17 means authorization to perform the full range of activities allowed
18 with a standard license, certificate, registration, or permit for a
19 period of three years, or the duration of a standard license,
20 certificate, registration, or permit if less than three years. A
21 provisional license, certificate, registration, or permit issued by
22 the department of health is valid for one year.

23 (2) By January 1, 2021, the authority shall establish procedures
24 to issue a provisional license, certificate, registration, or permit
25 to perform professional services regulated by the authority to a
26 member of the armed forces of the United States or an active duty
27 military spouse who is:

28 (a) Currently holding in good standing a license, certificate,
29 registration, or permit to perform professional services in another
30 state, in the District of Columbia, or issued by an agency, bureau,
31 or department of the United States government;

32 (b) Stationed, or is the spouse of a member of the armed forces
33 who is stationed, in Washington; and

34 (c) Unable to engage in the practice of the profession through an
35 interstate compact, reciprocity, or similar agreement.

36 (3) An application for a provisional license, certificate,
37 registration, or permit must be made in a form and manner as
38 determined by the authority and include:

1 (a) A copy of the applicant's current license, certificate,
2 registration, or permit from another state, the District of Columbia,
3 or an agency, bureau, or department of the United States government;

4 (b) A copy of the applicable permanent change-of-station orders;

5 (c) A statement signed by the applicant under penalty of perjury
6 that he or she meets the qualifications for a provisional license,
7 certificate, registration, or permit and is not subject to any
8 pending investigation, charges, or disciplinary action by the
9 regulatory body of the other jurisdiction or jurisdictions;

10 (d) An application for a criminal background check, if required
11 for a standard professional license, certificate, registration, or
12 permit for the same profession; and

13 (e) Proof of national certification or successful completion of a
14 national examination, where applicable.

15 (4) The authority shall charge a fee for a provisional license,
16 certificate, registration, or permit that is equal to the fee for a
17 standard license, certificate, registration, or permit for the same
18 profession. If a provisional license, certificate, permit, or
19 registration is valid for a shorter time period than a standard
20 license, certificate, permit, or registration, the authority shall
21 prorate the fee accordingly.

22 (5) The authority must make an eligibility determination within
23 forty-five days of receipt of a complete application for a
24 provisional license, certificate, registration, or permit.

25 (6) The authority may act to deny or limit a provisional license,
26 certificate, registration, or permit application using the same
27 procedures for a standard license, certificate, registration, or
28 permit for the same profession.

29 (7) If the authority determines that an applicant for a
30 provisional license, certificate, registration, or permit holds a
31 license from a jurisdiction with substantially equivalent
32 requirements, the authority shall issue a standard license,
33 certificate, registration, or permit.

34 (8) If a person issued a provisional license, certificate,
35 registration, or permit subsequently meets the requirements for a
36 standard license, certificate, registration, or permit, the authority
37 may issue the person a standard license, certificate, registration,
38 or permit.

1 (9) A person may not renew a provisional license, certificate,
2 registration, or permit. Prior to expiration, the person must obtain
3 a standard license, certificate, permit, or registration.

4 (10) The authority may investigate and take disciplinary action
5 against a person or the person's provisional license, certificate,
6 registration, or permit using the same procedures for a standard
7 license, certificate, registration, or permit for the same
8 profession.

9 (11) If a person with a provisional license, certificate,
10 registration, or permit no longer meets the qualifications under
11 subsection (2) of this section or becomes subject to any pending
12 investigation, charges, or disciplinary action by a regulatory body
13 of another jurisdiction or the license, certification, registration,
14 or permit issued by another jurisdiction is terminated or no longer
15 valid, the person must:

16 (a) Immediately cease engaging in the practice of the profession
17 in Washington; and

18 (b) Report to the authority within thirty days the change in
19 qualifications, licensing status, or pending investigation, charges,
20 or disciplinary action.

21 (12) In addition to the requirements of this section, RCW
22 18.130.064 applies to a member of the armed forces or an active duty
23 military spouse engaging in the practice of a health profession.

24 (13) By December 1, 2021, and biennially thereafter, each
25 authority must report to the appropriate committees of the
26 legislature the number and nature of complaints filed, if any,
27 against a member of the armed forces or a military spouse engaging in
28 the practice of a profession under this section and sections 4 and 5
29 of this act.

30 NEW SECTION. **Sec. 4.** A new section is added to chapter 43.24
31 RCW to read as follows:

32 (1) For the purposes of this section:

33 (a) "Active duty military spouse" means any person currently
34 married to someone who is an active or reserve member in any branch
35 of the armed forces of the United States, including the national
36 guard, coast guard, and armed forces reserves.

37 (b) "Department" means the department of licensing.

38 (c) "Provisional license, certificate, registration, or permit"
39 means authorization to perform the full range of activities allowed

1 with a standard license, certificate, registration, or permit for a
2 period of three years, or the duration of a standard license,
3 certificate, registration, or permit if less than three years.

4 (2) By January 1, 2021, the department shall establish procedures
5 to issue a provisional license, certificate, registration, or permit
6 to perform professional services regulated by the department to a
7 member of the armed forces of the United States or an active duty
8 military spouse who is:

9 (a) Currently holding in good standing a license, certificate,
10 registration, or permit to perform professional services in another
11 state, in the District of Columbia, or issued by an agency, bureau,
12 or department of the United States government;

13 (b) Stationed, or is the spouse of a member of the armed forces
14 who is stationed, in Washington; and

15 (c) Unable to engage in the practice of the profession through an
16 interstate compact, reciprocity, or similar agreement.

17 (3) An application for a provisional license, certificate,
18 registration, or permit must be made in a form and manner as
19 determined by the department and include:

20 (a) A copy of the applicant's current license, certificate,
21 registration, or permit from another state, the District of Columbia,
22 or an agency, bureau, or department of the United States government;

23 (b) A copy of the applicable permanent change-of-station orders;

24 (c) A statement signed by the applicant under penalty of perjury
25 that he or she meets the qualifications for a provisional license,
26 certificate, registration, or permit and is not subject to any
27 pending investigation, charges, or disciplinary action by the
28 regulatory body of the other jurisdiction or jurisdictions;

29 (d) An application for a criminal background check, if required
30 for a standard professional license, certificate, registration, or
31 permit for the same profession; and

32 (e) Proof of national certification or successful completion of a
33 national examination, where applicable.

34 (4) The department shall charge a fee for a provisional license,
35 certificate, registration, or permit that is equal to the fee for a
36 standard license, certificate, registration, or permit for the same
37 profession. If a provisional license, certificate, permit, or
38 registration is valid for a shorter time period than a standard
39 license, certificate, permit, or registration, the authority shall
40 prorate the fee accordingly.

1 (5) The department must make an eligibility determination within
2 forty-five days of receipt of a complete application for a
3 provisional license, certificate, registration, or permit.

4 (6) The department may act to deny or limit a provisional
5 license, certificate, registration, or permit application using the
6 same procedures for a standard license, certificate, registration, or
7 permit for the same profession.

8 (7) If the department determines that an applicant for a
9 provisional license, certificate, registration, or permit holds a
10 license from a jurisdiction with substantially equivalent
11 requirements, the department shall issue a standard license,
12 certificate, registration, or permit.

13 (8) If a person issued a provisional license, certificate,
14 registration, or permit subsequently meets the requirements for a
15 standard license, certificate, registration, or permit, the
16 department may issue the person a standard license, certificate,
17 registration, or permit.

18 (9) A person may not renew a provisional license, certificate,
19 registration, or permit. Prior to expiration, the person must obtain
20 a standard license, certificate, permit, or registration.

21 (10) The department may investigate and take disciplinary action
22 against a person or the person's provisional license, certificate,
23 registration, or permit using the same procedures for a standard
24 license, certificate, registration, or permit for the same
25 profession.

26 (11) If a person with a provisional license, certificate,
27 registration, or permit no longer meets the qualifications under
28 subsection (2) of this section or becomes subject to any pending
29 investigation, charges, or disciplinary action by a regulatory body
30 of another jurisdiction or the license, certification, registration,
31 or permit issued by another jurisdiction is terminated or no longer
32 valid, the person must:

33 (a) Immediately cease engaging in the practice of the profession
34 in Washington; and

35 (b) Report to the department within thirty days the change in
36 qualifications, licensing status, or pending investigation, charges,
37 or disciplinary action.

38 NEW SECTION. **Sec. 5.** A new section is added to chapter 43.22
39 RCW to read as follows:

1 (1) For the purposes of this section:

2 (a) "Active duty military spouse" means any person currently
3 married to someone who is an active or reserve member in any branch
4 of the armed forces of the United States, including the national
5 guard, coast guard, and armed forces reserves.

6 (b) "Department" means any board, commission, or other department
7 for issuance of a license, certificate, registration, or permit under
8 this title.

9 (c) "Provisional license, certificate, registration, or permit"
10 means authorization to perform the full range of activities allowed
11 with a standard license, certificate, registration, or permit for a
12 period of three years, or the duration of a standard license,
13 certificate, registration, or permit if less than three years.

14 (2) By January 1, 2021, the department shall establish procedures
15 to issue a provisional license, certificate, registration, or permit
16 to perform professional services regulated by the department to a
17 member of the armed forces of the United States or an active duty
18 military spouse who is:

19 (a) Currently holding in good standing a license, certificate,
20 registration, or permit to perform professional services in another
21 state, in the District of Columbia, or issued by an agency, bureau,
22 or department of the United States government;

23 (b) Stationed, or is the spouse of a member of the armed forces
24 who is stationed, in Washington; and

25 (c) Unable to engage in the practice of the profession through an
26 interstate compact, reciprocity, or similar agreement.

27 (3) An application for a provisional license, certificate,
28 registration, or permit must be made in a form and manner as
29 determined by the department and include:

30 (a) A copy of the applicant's current license, certificate,
31 registration, or permit from another state, the District of Columbia,
32 or an agency, bureau, or department of the United States government;

33 (b) A copy of the applicable permanent change-of-station orders;

34 (c) A statement signed by the applicant under penalty of perjury
35 that he or she meets the qualifications for a provisional license,
36 certificate, registration, or permit and is not subject to any
37 pending investigation, charges, or disciplinary action by the
38 regulatory body of the other jurisdiction or jurisdictions;

1 (d) An application for a criminal background check, if required
2 for a standard professional license, certificate, registration, or
3 permit for the same profession; and

4 (e) Proof of national certification or successful completion of a
5 national examination, where applicable.

6 (4) The department shall charge a fee for a provisional license,
7 certificate, registration, or permit that is equal to the fee for a
8 standard license, certificate, registration, or permit for the same
9 profession. If a provisional license, certificate, permit, or
10 registration is valid for a shorter time period than a standard
11 license, certificate, permit, or registration, the authority shall
12 prorate the fee accordingly.

13 (5) The department must make an eligibility determination within
14 forty-five days of receipt of a complete application for a
15 provisional license, certificate, registration, or permit.

16 (6) The department may act to deny or limit a provisional
17 license, certificate, registration, or permit application using the
18 same procedures for a standard license, certificate, registration, or
19 permit for the same profession.

20 (7) If the department determines that an applicant for a
21 provisional license, certificate, registration, or permit holds a
22 license from a jurisdiction with substantially equivalent
23 requirements, the department shall issue a standard license,
24 certificate, registration, or permit.

25 (8) If a person issued a provisional license, certificate,
26 registration, or permit subsequently meets the requirements for a
27 standard license, certificate, registration, or permit, the
28 department may issue the person a standard license, certificate,
29 registration, or permit.

30 (9) A person may not renew a provisional license, certificate,
31 registration, or permit. Prior to expiration, the person must obtain
32 a standard license, certificate, permit, or registration.

33 (10) The department may investigate and take disciplinary action
34 against a person or the person's provisional license, certificate,
35 registration, or permit using the same procedures for a standard
36 license, certificate, registration, or permit for the same
37 profession.

38 (11) If a person with a provisional license, certificate,
39 registration, or permit no longer meets the qualifications under
40 subsection (2) of this section or becomes subject to any pending

1 investigation, charges, or disciplinary action by a regulatory body
2 of another jurisdiction or the license, certification, registration,
3 or permit issued by another jurisdiction is terminated or no longer
4 valid, the person must:

5 (a) Immediately cease engaging in the practice of the profession
6 in Washington; and

7 (b) Report to the department within thirty days the change in
8 qualifications, licensing status, or pending investigation, charges,
9 or disciplinary action.

10 NEW SECTION. **Sec. 6.** A new section is added to chapter 18.340
11 RCW to read as follows:

12 The employment security department, the department of health, the
13 department of labor and industries, the department of licensing, and
14 the department of veterans affairs shall each maintain a military
15 assistance web page containing the department's rules, regulations,
16 and procedures related to the professional licensing of veterans,
17 members of the armed services, and military spouses and links to the
18 military assistance web pages of other state agencies. A direct link
19 to the agency's military assistance web page must be displayed on the
20 agency's home page.

--- END ---