

CERTIFICATION OF ENROLLMENT

ENGROSSED SUBSTITUTE SENATE BILL 5969

Chapter 5, Laws of 2011

62nd Legislature
2011 2nd Special Session

MILITARY SPOUSES--OCCUPATIONAL LICENSING

EFFECTIVE DATE: 03/14/12

Passed by the Senate December 14, 2011
YEAS 47 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House December 14, 2011
YEAS 95 NAYS 0

FRANK CHOPP

Speaker of the House of Representatives

Approved December 20, 2011, 3:24 p.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE SENATE BILL 5969** as passed by the Senate and the House of Representatives on the dates hereon set forth.

THOMAS HOEMANN

Secretary

FILED

December 21, 2011

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE SENATE BILL 5969

Passed Legislature - 2011 2nd Special Session

State of Washington 62nd Legislature 2011 2nd Special Session

By Senate Government Operations, Tribal Relations & Elections (originally sponsored by Senators Kilmer, Becker, Carrell, Hobbs, Shin, Swecker, Conway, Eide, Rolfes, Harper, Kastama, Fain, Hatfield, King, Haugen, McAuliffe, Hargrove, Nelson, Tom, Pridemore, Keiser, Sheldon, Prentice, Hewitt, Zarelli, Baumgartner, Padden, Chase, Kline, Frockt, Brown, Kohl-Welles, Ranker, Murray, Regala, and Parlette)

READ FIRST TIME 12/14/11.

1 AN ACT Relating to procedures allowing certain military spouses to
2 seek employment in state-licensed professional occupations after
3 relocating to Washington; amending RCW 28A.410.010; adding a new
4 section to chapter 19.105 RCW; adding a new section to chapter 46.82
5 RCW; adding a new section to chapter 42.44 RCW; adding a new section to
6 chapter 67.08 RCW; adding a new section to chapter 64.36 RCW; adding a
7 new chapter to Title 18 RCW; and creating a new section.

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

9 NEW SECTION. **Sec. 1.** The lives of military families are dominated
10 by frequent deployments, relocations, and extended periods of single
11 parenthood. Military spouses are some of the most mobile populations
12 in our country, making the maintenance of professional licenses a
13 significant obstacle. According to the 2010 defense management data
14 center, there are thirty-three thousand three hundred eighty active
15 duty and ten thousand eight hundred thirty-seven reserve military
16 spouses residing in Washington. Military families depend on two
17 incomes and want to achieve their goals and aspirations. It is the
18 intent of the legislature to recognize the sacrifices made by military

1 families in service to our country and our state and to help alleviate
2 the hardships military families face due to their highly transient
3 life.

4 NEW SECTION. **Sec. 2.** (1) For the purposes of this section,
5 "authority" means any board, commission, or other authority for
6 issuance of a license, certificate, registration, or permit under this
7 title.

8 (2) To the extent resources are available:

9 (a) Each authority shall establish procedures to expedite the
10 issuance of a license, certificate, registration, or permit to perform
11 professional services regulated by each such authority to a person:

12 (i) Who is certified or licensed, certified, or registered, or has
13 a permit in another state to perform professional services in that
14 state;

15 (ii) Whose spouse is the subject of a military transfer to
16 Washington; and

17 (iii) Who left employment in the other state to accompany the
18 person's spouse to Washington.

19 (b) The procedure must include a process for issuing the person a
20 license, certificate, registration, or permit, if, in the opinion of
21 the authority, the requirements for licensure, certification,
22 registration, or obtaining a permit of such other state are
23 substantially equivalent to that required in Washington.

24 (c) Each authority in this title shall develop a method and adopt
25 rules to authorize a person who meets the criteria in (a)(i) through
26 (iii) of this subsection to perform services regulated by the authority
27 in Washington by issuing the person a temporary license, certificate,
28 registration, or permit for a limited period of time to allow the
29 person to perform services regulated by the authority while completing
30 any specific additional requirements in Washington that are not related
31 to training or practice standards of the profession that were not
32 required in the other state in which the person is licensed, certified,
33 or registered, or has a permit. Nothing in this section requires the
34 authority to issue a temporary license, certificate, registration, or
35 permit if the standards of the other state are substantially unequal to
36 Washington standards.

37 (d) An applicant must state in the application that he or she:

1 (i) Has requested verification from the other state or states that
2 the person is currently licensed, certified, registered, or has a
3 permit; and

4 (ii) Is not subject to any pending investigation, charges, or
5 disciplinary action by the regulatory body of the other state or
6 states.

7 (e) If the authority finds reasonable cause to believe that an
8 applicant falsely affirmed or stated either of the requirements under
9 (d)(i) or (ii) of this subsection, the authority may summarily suspend
10 the license, certificate, registration, or permit pending an
11 investigation or further action to discipline or revoke the license,
12 certificate, registration, or permit.

13 NEW SECTION. **Sec. 3.** The regulating authorities for the
14 department of licensing, the department of health, the department of
15 labor and industries, and the superintendent of public instruction
16 shall appear before the joint committee on veteran and military affairs
17 in December 2012 to inform the committee as to their efforts to
18 implement the requirements of this chapter.

19 **Sec. 4.** RCW 28A.410.010 and 2005 c 497 s 203 are each amended to
20 read as follows:

21 (1)(a) The Washington professional educator standards board shall
22 establish, publish, and enforce rules determining eligibility for and
23 certification of personnel employed in the common schools of this
24 state, including certification for emergency or temporary, substitute
25 or provisional duty and under such certificates or permits as the board
26 shall deem proper or as otherwise prescribed by law. The rules shall
27 require that the initial application for certification shall require a
28 record check of the applicant through the Washington state patrol
29 criminal identification system and through the federal bureau of
30 investigation at the applicant's expense. The record check shall
31 include a fingerprint check using a complete Washington state criminal
32 identification fingerprint card. The superintendent of public
33 instruction may waive the record check for any applicant who has had a
34 record check within the two years before application. The rules shall
35 permit a holder of a lapsed certificate but not a revoked or suspended
36 certificate to be employed on a conditional basis by a school district

1 with the requirement that the holder must complete any certificate
2 renewal requirements established by the state board of education within
3 two years of initial reemployment.

4 (b) In establishing rules pertaining to the qualifications of
5 instructors of American sign language the board shall consult with the
6 national association of the deaf, "sign instructors guidance network"
7 (s.i.g.n.), and the Washington state association of the deaf for
8 evaluation and certification of sign language instructors.

9 (c) The board shall develop rules consistent with section 2 of this
10 act for the certification of spouses of military personnel.

11 (2) The superintendent of public instruction shall act as the
12 administrator of any such rules and have the power to issue any
13 certificates or permits and revoke the same in accordance with board
14 rules.

15 NEW SECTION. Sec. 5. A new section is added to chapter 19.105 RCW
16 to read as follows:

17 The director shall develop rules consistent with section 2 of this
18 act for the registration of spouses of military personnel.

19 NEW SECTION. Sec. 6. A new section is added to chapter 46.82 RCW
20 to read as follows:

21 The director shall develop rules consistent with section 2 of this
22 act for the licensure of spouses of military personnel.

23 NEW SECTION. Sec. 7. A new section is added to chapter 42.44 RCW
24 to read as follows:

25 The director shall develop rules consistent with section 2 of this
26 act for the appointment of spouses of military personnel to perform
27 notarial acts in this state.

28 NEW SECTION. Sec. 8. A new section is added to chapter 67.08 RCW
29 to read as follows:

30 The director shall develop rules consistent with section 2 of this
31 act for the licensure of spouses of military personnel.

32 NEW SECTION. Sec. 9. A new section is added to chapter 64.36 RCW
33 to read as follows:

1 The director shall develop rules consistent with section 2 of this
2 act for the registration of spouses of military personnel.

3 NEW SECTION. **Sec. 10.** Sections 1 and 2 of this act constitute a
4 new chapter in Title 18 RCW.

Passed by the Senate December 14, 2011.

Passed by the House December 14, 2011.

Approved by the Governor December 20, 2011.

Filed in Office of Secretary of State December 21, 2011.