

CHAPTER 101**(HB 301)**

AN ACT relating to professional licensure and certification.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

➔Section 1. The General Assembly recognizes the sacrifices made by members of the Armed Forces and their families in the service of this Commonwealth and the nation as a whole. In recognition of their sacrifice, the General Assembly finds that active duty members of the military or their spouses, who are engaged in professions which require professional licensure or certification, shall be allowed considerations in their licensure or certification requirements as set out in Sections 2 and 3 of this Act in order that they may continue to serve this Commonwealth and the nation as a whole while maintaining their professional licensure or certification.

➔SECTION 2. A NEW SECTION OF KRS CHAPTER 12 IS CREATED TO READ AS FOLLOWS:

- (1) *Notwithstanding any other statute to the contrary, any member of the Armed Forces of the United States on active duty who, at the time of activation, was:*
 - (a) *A member in good standing with any administrative body of the state; and*
 - (b) *Was duly licensed or certified to engage in his or her profession or vocation in the Commonwealth, shall be kept in good standing by the administrative body with which he or she is licensed or certified.*
- (2) *While a licensee or certificate holder is an active duty member of the Armed Forces of the United States, the license or certificate referenced in subsection (1) of this section shall be renewed without:*
 - (a) *The payment of dues or fees;*
 - (b) *Obtaining continuing education credits; when*
 1. *Circumstances associated with military duty prevent obtaining training and a waiver request has been submitted to the appropriate administrative body; or*
 2. *The active duty military member performs the licensed or certified occupation as part of his or her military duties as annotated in Defense Department form 214 (DD 214); or*
 - (c) *Performing any other act typically required for the renewal of the license or certificate.*
- (3) *The license or certificate issued under this section shall be continued as long as the licensee or certificate holder is a member of the Armed Forces of the United States on active duty and for a period of at least six (6) months after discharge from active duty.*

➔SECTION 3. A NEW SECTION OF KRS CHAPTER 12 IS CREATED TO READ AS FOLLOWS:

- (1) *Notwithstanding any other statute to the contrary, an administrative body shall issue a temporary or regular license or certificate within thirty (30) days to the spouse of an active duty member of the Armed Forces of the United States if the spouse of the active duty member meets the statutory requirements of the administrative body and applies to the administrative body in a format promulgated in administrative regulation by the administrative body.*
- (2) *An application for temporary or regular licensure of the spouse of an active duty member of the Armed Forces of the United States shall include but not be limited to the following:*
 - (a) *Proof that the applicant is married to an active duty member of the Armed Forces of the United States;*
 - (b) *Proof that the applicant holds a valid license or certificate for the profession issued by another state, the District of Columbia, or any possession or territory of the United States;*
 - (c) *Proof that the applicant's spouse is assigned to a duty station in this state and that the applicant is also assigned to a duty station in this state pursuant to the spouse's official active duty military orders; and*
 - (d) *An application fee to be established by the administrative body in an amount that is no more than is necessary to offset the cost of issuing the temporary or regular license.*

- (3) *A temporary license issued pursuant this section shall expire six (6) months after the date of issuance and is not renewable.*

Signed by Governor March 21, 2011.