

2016 -- H 7779

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LC005203  
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2016

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A N A C T

RELATING TO BUSINESSES AND PROFESSIONS

Introduced By: Representative Jan Malik

Date Introduced: March 02, 2016

Referred To: House Veterans` Affairs

It is enacted by the General Assembly as follows:

1           SECTION 1. Chapter 31-2 of the General Laws entitled "Division of Motor Vehicles" is  
2 hereby amended by adding thereto the following sections:

3           **31-2-3.1. Division of motor vehicles service member licensure. -- (a) The administrator**  
4 of the division of motor vehicles and each of their examining and licensing boards shall, upon  
5 presentation of satisfactory evidence by an applicant for certification or licensure, accept  
6 education, training, or service completed by an individual as a member of the Armed Forces or  
7 Reserves of the United States, the National Guard of any state, the Military Reserves of any state,  
8 or the Naval Militia of any state toward the qualifications to receive the license or certification.  
9 The administrator of the division of motor vehicles and each of their examining and licensing  
10 boards shall promulgate rules to implement this section.

11           (b) The administrator and each of their examining and licensing boards shall establish a  
12 procedure to expedite the issuance of a license, certification or permit to perform professional  
13 services regulated by each such board to a person who is certified or licensed in another state to  
14 perform professional services in a state other than Rhode Island. The procedure shall include:

15           (1) Issuing the person a license, certificate or permit, if, in the opinion of the  
16 administrator or their board members, the requirements for certification or licensure of such other  
17 state are substantially equivalent to that required in this state; or

18           (2) Developing a method to authorize the person to perform professional services  
19 regulated by the administrator and their board members in this state by issuing the person a

1 temporary permit for a limited period of time to allow the person to perform professional services  
2 while completing any specific requirements that may be required in this state that were not  
3 required in the state in which the person was licensed or certified.

4 **31-2-3.2. Division of motor vehicles military spouse licensure. --** (a) The division of  
5 motor vehicles shall establish a procedure to expedite the issuance of a license, certification or  
6 permit to perform professional services regulated by the division to a person:

7 (1) Who is certified or licensed in another state to perform professional services in a state  
8 other than Rhode Island;

9 (2) Whose spouse is a member of the armed forces of the United States;

10 (3) Whose spouse is the subject of a military transfer to Rhode Island; and

11 (4) Who left employment to accompany the person's spouse to Rhode Island.

12 (b) The procedure shall include:

13 (1) Issuing the person a license, certificate or permit, if, in the opinion of the  
14 administration, the requirements for certification or licensure of such other state are substantially  
15 equivalent to that required in this state; or

16 (2) Developing a method to authorize the person to perform professional services  
17 regulated by the division in this state by issuing the person a temporary permit for a limited  
18 period of time to allow the person to perform professional services while completing any specific  
19 requirements that may be required in this state that were not required in the state in which the  
20 person was licensed or certified.

21 SECTION 2. Chapter 42-11 of the General Laws entitled "Department of  
22 Administration" is hereby amended by adding thereto the following sections:

23 **42-11-2.7. Department of administration service member licensure. --** (a) The  
24 director of the department of administration and each of their examining and licensing boards  
25 shall, upon presentation of satisfactory evidence by an applicant for certification or licensure,  
26 accept education, training, or service completed by an individual as a member of the Armed  
27 Forces or Reserves of the United States, the National Guard of any state, the Military Reserves of  
28 any state, or the Naval Militia of any state toward the qualifications to receive the license or  
29 certification. The director of the department of administration and each of their examining and  
30 licensing boards shall promulgate rules to implement this section.

31 (b) The director and each of their examining and licensing boards shall establish a  
32 procedure to expedite the issuance of a license, certification or permit to perform professional  
33 services regulated by each such board to a person who is certified or licensed in another state to  
34 perform professional services in a state other than Rhode Island. The procedure shall include:

1           (1) Issuing the person a license, certificate or permit, if, in the opinion of the director or  
2 their board members, the requirements for certification or licensure of such other state are  
3 substantially equivalent to that required in this state; or

4           (2) Developing a method to authorize the person to perform professional services  
5 regulated by the director and their board members in this state by issuing the person a temporary  
6 permit for a limited period of time to allow the person to perform professional services while  
7 completing any specific requirements that may be required in this state that were not required in  
8 the state in which the person was licensed or certified.

9           **42-11-2.8. Department of administration military spouse licensure. -- (a) The**  
10 department of administration shall establish a procedure to expedite the issuance of a license,  
11 certification or permit to perform professional services regulated by the department to a person:

12           (1) Who is certified or licensed in another state to perform professional services in a state  
13 other than Rhode Island;

14           (2) Whose spouse is a member of the armed forces of the United States;

15           (3) Whose spouse is the subject of a military transfer to Rhode Island; and

16           (4) Who left employment to accompany the person's spouse to Rhode Island.

17           (b) The procedure shall include:

18           (1) Issuing the person a license, certificate or permit, if, in the opinion of the director, the  
19 requirements for certification or licensure of such other state are substantially equivalent to that  
20 required in this state; or

21           (2) Developing a method to authorize the person to perform professional services  
22 regulated by the department in this state by issuing the person a temporary permit for a limited  
23 period of time to allow the person to perform professional services while completing any specific  
24 requirements that may be required in this state that were not required in the state in which the  
25 person was licensed or certified.

26           SECTION 3. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF  
A N A C T  
RELATING TO BUSINESSES AND PROFESSIONS

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1           This act would make it easier for military service members and their spouses to obtain  
2   certifications and licenses issued by the division of motor vehicles and the department of  
3   administration.

4           This act would take effect upon passage.

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