

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 57th Legislature (2019)

4 ENGROSSED SENATE
5 BILL NO. 670

By: Pugh of the Senate

and

McCall of the House

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9 An Act relating to professional and occupational
10 licensure; amending Section 1, Chapter 226, O.S.L.
11 2012, and Section 8, Chapter 226, O.S.L. 2012 (59
12 O.S. Supp. 2018, Sections 4100 and 4100.7), which
13 relate to the Post-Military Service Occupation,
14 Education and Credentialing Act; changing name of
15 act; modifying reference; allowing submission of
16 advance license application for certain military
17 persons; directing acceptance of licenses and
18 certifications from other states for certain military
19 persons; requiring issuance of certain licenses and
20 certifications within certain time; stating period of
21 licensure; requiring notice of denial of application;
22 providing for temporary credential under certain
23 condition; providing certain right of appeal;
24 allowing right to obtain and submit documentation for
licensure; directing waiver of fees for certain
military persons; excepting licensure for certain
persons under certain military base regulations;
directing promulgation of rules; providing for
codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

1 SECTION 1. AMENDATORY Section 1, Chapter 226, O.S.L.
2 2012 (59 O.S. Supp. 2018, Section 4100), is amended to read as
3 follows:

4 Section 4100. This act shall be known and may be cited as the
5 "~~Post~~-Military Service Occupation, Education and Credentialing Act".

6 SECTION 2. NEW LAW A new section of law to be codified
7 in the Oklahoma Statutes as Section 4100.8 of Title 59, unless there
8 is created a duplication in numbering, reads as follows:

9 A. Every active duty military personnel and their spouse who is
10 licensed or certified in any occupation or profession in another
11 state, upon receiving notice or orders for military transfer or
12 honorable discharge to this state, may in advance of actual transfer
13 or discharge submit a completed application to the appropriate
14 licensing or credentialing agency in this state to request an
15 expedited temporary, reciprocal or comity license or certification
16 for their currently held valid license or certification from another
17 state or territory of the United States so such person may upon
18 entering this state be authorized to continue their licensed or
19 certified occupation or profession without delay.

20 B. Every administrative body, state agency director or official
21 with authority over any occupational or professional license or
22 certification, and each of the respective examining and licensing
23 boards, agencies and commissions in this state, shall, upon receipt
24 of an active duty military application submitted as authorized in

1 subsection A of this section, and presentation of satisfactory
2 evidence of equivalent education, training and experience on such
3 valid license or certification from another state, accept the valid
4 license or certification and apply all its education, training and
5 experience in the manner most favorable toward satisfying the
6 qualifications for issuance of the requested license or
7 certification in this state, and shall issue the requested Oklahoma
8 license or certification within thirty (30) days provided the
9 license or certification from the other state is found to be in good
10 standing and reasonably equivalent to the requirements of this
11 state.

12 C. The temporary, reciprocal or comity license or certification
13 issued pursuant to this section shall be valid for the same period
14 as authorized for full license or certification in this state,
15 unless the person is notified by the credentialing authority that
16 there is cause for a denial of the application or that certain
17 documentation required by this state is lacking or unavailable. In
18 such case, a temporary credential shall be issued to allow the
19 person time to obtain the necessary requirement while continuing to
20 be employed in his or her occupation or profession in this state.
21 Any active duty military applicant receiving a notice of denial of
22 full licensure or certification shall have the right to appeal the
23 denial determination as provided in the Administrative Procedures
24

1 Act or to obtain and submit the documentation required to complete
2 full license or certificate requirements in this state.

3 D. Each credentialing authority in this state shall waive the
4 application fee for active duty military personnel and their spouse
5 and shall further waived the license or certificate fees for the
6 first period of issuance for such temporary, reciprocal or comity
7 license or certificate.

8 E. Any active duty military personnel who pursuant to any
9 federal or military law, rule or regulation is not required to be
10 licensed or credentialed while employed and performing their
11 occupation or profession only on the premises of an assigned
12 military base shall not be required to be licensed or credentialed
13 in this state pursuant to the same law, rule or regulation.

14 F. Each agency shall promulgate rules to implement the
15 provisions of this section and establish application forms as
16 required.

17 SECTION 3. AMENDATORY Section 8, Chapter 226, O.S.L.
18 2012 (59 O.S. Supp. 2018, Section 4100.7), is amended to read as
19 follows:

20 Section 4100.7. Nothing in the ~~Post~~-Military Service
21 Occupation, Education and Credentialing Act shall be construed to
22 require the issuance of any license or certificate to an applicant
23 who does not otherwise meet the stated eligibility standards,
24 criteria, qualifications or requirements for licensure or

1 certification, nor shall the provisions be construed to
2 automatically allow issuance of any license or certificate without
3 testing or examination, without proper consideration by the
4 licensing and examination board, or without proper verification that
5 the applicant is not subject to pending criminal charges or
6 disciplinary actions, has not been convicted of any offense
7 prohibiting licensure or certification, and has no other impairment
8 which would prohibit licensure or certification in this state.

9 SECTION 4. This act shall become effective November 1, 2019.

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11 COMMITTEE REPORT BY: COMMITTEE ON GOVERNMENT EFFICIENCY, dated
12 04/10/2019 - DO PASS.

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