

1 H.906

2 Introduced by Committee on General, Housing, and Military Affairs

3 Date:

4 Subject: National Guard; motor vehicles; equipment; certified inspection

5 mechanics; Secretary of State; professional regulation; professions

6 and occupations; plumbers; electricians; nurses; registered nurses;

7 licensed nursing assistants; health; food service establishment licenses

8 Statement of purpose of bill as introduced: This bill proposes to facilitate
9 professional licensing for veterans and members of the U.S. Armed Forces
10 who have a relevant military credential.

11 An act relating to professional licensing for service members and veterans

12 It is hereby enacted by the General Assembly of the State of Vermont:

13 Sec. 1. 26 V.S.A. § 906 is amended to read:

14 § 906. EXAMINATIONS NOT REQUIRED

15 (a) ~~Licenses~~ A license for an individual who is licensed by another state or
16 who has received designation by the U.S. Armed Forces as a 12R Electrician
17 or equivalent shall be issued without examination as provided pursuant to this
18 section on payment of the required fee.

19 (b) A master's or journeyman's license, as the case may be, shall be issued

1 to a person to whom a master electrician's license or a journeyman
2 electrician's license has been previously issued by another state, whose
3 standards are equivalent to those of this state State, if under the laws or
4 regulations of the state issuing the license a similar privilege is granted to
5 electricians licensed under the laws of this state State.

(c) Except as otherwise provided by law, a journeyman's license shall be
issued to a service member or veteran who:

6 (1) submits a complete application and any documentation required by
7 the Board;

8 (2) has received designation by the U.S. Armed Forces as a 12R
9 Electrician or equivalent; and

(3) has completed a minimum of 8,000 hours ~~or~~ and four years of active
duty field work *as a 12R Electrician or equivalent*.

10 (d) As used in this section:

11 (1) "Service member" means an individual who is an active member of:

12 (A) the U.S. Armed Forces;

13 (B) a reserve component of the U.S. Armed Forces;

14 (C) the U.S. Coast Guard; or

15 (D) the National Guard of any state.

16 (2) "Veteran" means a former service member who received an

17 honorable discharge or a general discharge under honorable conditions from

1 active duty not more than two years prior to submitting an application for
2 licensure.

3 Sec. 2. 26 V.S.A. § 907 is amended to read:

4 § 907. RECOGNITION OF EXPERIENCE ~~IN OR OUT OF~~
5 STATE

6 (a) ~~The board~~ Board, in determining the qualifications of an applicant for a
7 license, may in its discretion give recognition~~;~~:

8 (1) in the case of an application for a master's license, to the applicant's
9 experience as a licensed journeyman in another state~~, or~~;

10 (2) in the case of an application for a journeyman's license, to an
11 apprenticeship served in another state~~;~~ or

12 (3) ~~may otherwise give recognition~~ to experience or prior qualifications.

13 (b) The Board, in determining the qualifications of a service member or
14 veteran, as defined pursuant to section 906 of this subchapter, who is applying
15 for a master's license, shall give recognition to the applicant's:

16 (1) experience as a 12R electrician or equivalent in the U.S. Armed
17 Forces; and

18 (2) other experience or prior qualifications.

19 Sec. 3. 26 V.S.A. § 2194 is amended to read:

20 § 2194. EXAMINATIONS NOT REQUIRED; TEMPORARY LICENSES

21 (a)(1) Appropriate licenses without examination may be issued ~~upon the~~

1 ~~payment of the required fee~~ to a person to whom a master plumber's license or
2 a journeyman plumber's license or a specialty license or equivalent has been
3 previously issued by another state or municipality, provided upon the payment
4 of the required fee if:

5 (A) that state or municipality maintained a standard of requirements
6 equivalent to those of this ~~state~~ State; and

7 (B) ~~who~~ the applicant presents satisfactory proof to the ~~board~~ Board
8 that ~~the applicant~~ he or she is a bona fide licensee.

9 (2) An applicant under this subsection shall be exempt from
10 examination only if the applicant holds a license from a foreign state or
11 municipality and if under the laws or regulations of the foreign state or
12 municipality issuing the license a like exemption or reciprocal agreement, or
13 both, is granted to licensees under the laws of this ~~state~~ State.

14 (b) Except as otherwise provided by law, a journeyman's license shall be
15 issued without examination and upon payment of the required fee to an
16 applicant who is a service member or veteran who:

17 (1) submits a complete application and any documentation required by
18 the Board;

19 (2) has received designation by the U.S. Armed Forces as a 12K
20 Plumber or equivalent; and

(3) has completed a minimum of 8,000 hours ~~or~~ *and* four years of active

duty field work *as a 12K Plumber or equivalent.*

1 (c) As used in this section:

2 (1) “Service member” means an individual who is an active member of:

3 (A) the U.S. Armed Forces;

4 (B) a reserve component of the U.S. Armed Forces;

5 (C) the U.S. Coast Guard; or

6 (D) the National Guard of any state.

7 (2) “Veteran” means a former service member who received an

8 honorable discharge or a general discharge under honorable conditions from

9 active duty not more than two years prior to submitting an application for

10 licensure.

11 Sec. 4. 26 V.S.A. § 1622 is amended to read:

12 § 1622. REGISTERED NURSE LICENSURE BY ENDORSEMENT

13 (a) ~~To~~ Except as otherwise provided pursuant to subsection (b) of this
14 section, to be eligible for licensure as a registered nurse by endorsement, an

15 applicant shall:

16 * * *

17 (b) Except as otherwise provided by law, the Board shall issue a license to
18 practice as a registered nurse to an applicant who:

19 (1) is a service member or veteran;

20 (2) has received designation by the U.S. Armed Forces as a 66H Nurse

1 or equivalent;

2 (3) has received at least a bachelor’s degree in nursing from a program
3 that is accredited by the Accreditation Commission for Education in Nursing
4 (ACEN) or by the Commission on Collegiate Nursing Education (CCNE) or
5 that is accepted by the U.S. Secretary of Education; and

6 (4) has completed a qualified course in public health nursing or one year
7 of supervised nursing experience.

8 (c) As used in this section:

9 (1) “Service member” means an individual who is an active member of:

10 (A) the U.S. Armed Forces;

11 (B) a reserve component of the U.S. Armed Forces;

12 (C) the U.S. Coast Guard; or

13 (D) the National Guard of any state.

14 (2) “Veteran” means a former service member who received an
15 honorable discharge or a general discharge under honorable conditions from
16 active duty not more than two years prior to submitting an application for
17 licensure.

18 Sec. 5. 26 V.S.A. § 1643 is amended to read:

19 § 1643. NURSING ASSISTANT LICENSURE BY ENDORSEMENT

20 (a) The Board may issue a license to practice as a nursing assistant to an
21 applicant who:

1 (1) is licensed or registered in another U.S. jurisdiction; and

2 (2) ~~who~~ has met the practice requirements set by the Board by rule.

3 (b) Except as otherwise provided by law, the Board shall issue a license to
4 practice as a nursing assistant to an applicant who:

5 (1) is a service member or a veteran;

6 (2) has received designation by the U.S. Armed Forces as a 68W
7 Combat Medic Specialist or equivalent; and

8 (3) is certified as a National Registry Emergency Medical Technician.

9 (c) As used in this section:

10 (1) "Service member" means an individual who is an active member of:

11 (A) the U.S. Armed Forces;

12 (B) a reserve component of the U.S. Armed Forces;

13 (C) the U.S. Coast Guard; or

14 (D) the National Guard of any state.

15 (2) "Veteran" means a former service member who received an

16 honorable discharge or a general discharge under honorable conditions from

17 active duty not more than two years prior to submitting an application for

18 licensure.

19 Sec. 6. 23 V.S.A. § 1227 is amended to read:

20 § 1227. CERTIFIED INSPECTION MECHANICS

21 * * *

1 (b)(1) A person who applies for certification under this section shall:

2 ~~(1)~~(A) complete an application form prescribed by the Commissioner;

3 ~~(2)~~(B) be at least 18 years of age; and

4 ~~(3)~~(C) except as otherwise provided pursuant to subdivision (2) of this
5 subsection (b), pass an examination based on the official inspection manual for
6 each type of vehicle to be inspected and on the inspection requirements for
7 each type of vehicle to be inspected.

8 (2) A service member or veteran shall not be required to pass an
9 examination pursuant to subdivision (1)(C) of this subsection if he or she has
10 been designated by the U.S. Armed Forces as a 91B Wheeled Vehicle
11 Mechanic or equivalent and has one or more of the following national
12 certifications:

13 (A) ASE Diesel Mechanic;

14 (B) ASE Light Truck Engine Repair;

15 (C) ASE Automobile Service Consultant;

16 (D) Certified Hazardous Material Manager; or

17 (E) Associate Safety Professional.

18 * * *

19 (e) As used in this section:

20 (1) "Service member" means an individual who is an active member of:

21 (A) the U.S. Armed Forces;

- 1 (A) have knowledge of the prevention of food-borne disease;
2 (B) be able to apply the Hazard Analysis Critical Control Point
3 principles; and
4 (C) have met the criteria for “demonstration of knowledge”
5 requirements set forth by the Department of Health in rule for the purposes of
6 obtaining a food establishment license.

7 (2) As used in this subsection:

8 (A) “Service member” means an individual who is an active
9 member of:

- 10 (i) the U.S. Armed Forces;
11 (ii) a reserve component of the U.S. Armed Forces;
12 (iii) the U.S. Coast Guard; or
13 (iv) the National Guard of any state.

14 (B) “Veteran” means a former service member who received an
15 honorable discharge or a general discharge under honorable conditions from
16 active duty not more than two years prior to submitting an application for a
17 food establishment license under this chapter.

Sec. 8. REPORTING; UTILIZATION BY SERVICE MEMBERS AND

VETERANS

(a) The Executive Director of the Division of Fire Safety shall, on or before
February 1 of each year, report to the House Committees on Commerce and

Economic Development, on General, Housing, and Military Affairs, and on Government Operations and the Senate Committees on Economic Development, Housing and General Affairs and on Government Operations regarding:

(1) the number of journeyman electrician licenses issued to service members and veterans pursuant to 26 V.S.A. § 906(c) during the previous calendar year;

(2) the number of journeyman plumber licenses issued to service members and veterans pursuant to 26 V.S.A. § 2194(b) during the previous calendar year; and

(3) the number of instances during the previous calendar year in which the Electrician's Licensing Board, in determining the qualifications of a service member or veteran for a master electrician license, gave recognition to an applicant's experience as a 12R Electrician or equivalent in the U.S. Armed Forces as required by 26 V.S.A. § 907(b).

(b) The Director of the Office of Professional Regulation shall, on or before February 1 of each year, report to the House Committees on Commerce and Economic Development, on General, Housing, and Military Affairs, and on Government Operations and the Senate Committees on Economic Development, Housing and General Affairs and on Government Operations regarding:

(1) the number of licenses to practice as a registered nurse issued to service members and veterans pursuant to 26 V.S.A. § 1622(b) during the previous calendar year; and

(2) the number of licenses to practice as a nursing assistant issued to service members and veterans pursuant to 26 V.S.A. § 1643(b) during the previous calendar year.

(c) The Commissioner of Motor Vehicles shall, on or before February 1 of each year, report to the House Committees on Commerce and Economic Development, on General, Housing, and Military Affairs, and on Government Operations and the Senate Committees on Economic Development, Housing and General Affairs and on Government Operations regarding the number of service members and veterans who, during the previous calendar year, were certified to perform inspections without being required to pass an examination as provided pursuant to 23 V.S.A. § 1227(b)(2).

(d) The Commissioner of Health shall, on or before February 1 of each year, report to the House Committees on Commerce and Economic Development, on General, Housing, and Military Affairs, and on Government Operations and the Senate Committees on Economic Development, Housing and General Affairs and on Government Operations regarding the number of service members and veterans who, during the previous calendar year, were deemed to have knowledge of the prevention of food-borne disease, be able to

apply the Hazard Analysis Critical Control Point principles, and have met the criteria for “demonstration of knowledge” requirements set forth by the Department of Health in rule for the purposes of obtaining a food establishment license as provided pursuant to 18 V.S.A. § 4303(b) and the total number of food establishment licenses issued to those service members and veterans.

1 Sec. ~~8~~9. EFFECTIVE DATE

2 This act shall take effect on July 1, 2018.