

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.

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.

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

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

3           (D) the National Guard of any state.

4           (2) “Veteran” means a former service member who received an  
5 honorable discharge or a general discharge under honorable conditions from  
6 active duty not more than two years prior to submitting an application for  
7 certification under this section.

8           Sec. 7. 18 V.S.A. § 4303 is amended to read:

9           § 4303. RULEMAKING

10          (a) The Commissioner shall adopt rules pursuant to 3 V.S.A. chapter 25 to  
11 establish minimum standards for the safe and sanitary operation of food or  
12 lodging establishments or children’s camps or any combination thereof and for  
13 their administration and enforcement. The rules shall require that an  
14 establishment shall be constructed, maintained, and operated with strict regard  
15 for the health of the employees and the public pursuant to the following  
16 general requirements:

17                           \* \* \*

18          (b)(1) The rules adopted by the Commissioner shall provide that a service  
19 member or veteran who is designated by the U.S. Armed Forces as a 92G  
20 Culinary Specialist or equivalent and is certified as a culinarian by the  
21 American Culinary Federation shall be deemed to:

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.

18       Sec. 8. EFFECTIVE DATE

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