

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2011

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HOUSE BILL 799

Short Title: Licensure by Endorsement/Military/Spouses. (Public)

Sponsors: Representatives Martin and Killian (Primary Sponsors).  
For a complete list of Sponsors, see Bill Information on the NCGA Web Site.

Referred to: Homeland Security, Military, and Veterans Affairs, if favorable, Finance.

April 7, 2011

1 A BILL TO BE ENTITLED  
2 AN ACT TO ALLOW LICENSURE BY ENDORSEMENT FOR MILITARY PERSONNEL  
3 AND MILITARY SPOUSES.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** Chapter 93B of the General Statutes is amended by adding a new  
6 section to read:

7 **"§ 93B-15.1. Licensure for individuals with military training and experience; licensure by**  
8 **endorsement for military spouses; temporary license.**

9 (a) Notwithstanding any other provision of law, an occupational licensing board, as  
10 defined in G.S. 93B-1, shall issue a license, certification, or registration to a military-trained  
11 applicant to allow the applicant to lawfully practice the applicant's occupation in this State if,  
12 upon application to an occupational licensing board, the applicant satisfies the following  
13 conditions:

- 14 (1) Has completed a military program of training, been awarded a military  
15 occupational specialty, and performed in that specialty at a level that is  
16 substantially equivalent to or exceeds the requirements for licensure,  
17 certification, or registration of the occupational licensing board for which the  
18 applicant is seeking licensure, certification, or registration in this State.  
19 (2) Has engaged in the active practice of the occupation for which the person is  
20 seeking a license, certification, or permit from the occupational licensing  
21 board in this State for at least two of the five years preceding the date of the  
22 application under this section.  
23 (3) Has not committed any act in any jurisdiction that would have constituted  
24 grounds for refusal, suspension, or revocation of a license to practice that  
25 occupation in this State at the time the act was committed.  
26 (4) Pays any fees required by the occupational licensing board for which the  
27 applicant is seeking licensure, certification, or registration in this State.

28 (b) Notwithstanding any other provision of law, an occupational licensing board, as  
29 defined in G.S. 93B-1, shall issue a license, certification, or registration to a military spouse to  
30 allow the military spouse to lawfully practice the military spouse's occupation in this State if,  
31 upon application to an occupational licensing board, the military spouse satisfies the following  
32 conditions:

- 33 (1) Holds a current license, certification, or registration from another  
34 jurisdiction, and that jurisdiction's requirements for licensure, certification,



1 or registration are substantially equivalent to or exceed the requirements for  
2 licensure, certification, or registration of the occupational licensing board for  
3 which the applicant is seeking licensure, certification, or registration in this  
4 State.

5 (2) Can demonstrate competency in the occupation through methods as  
6 determined by the Board, such as having completed continuing education  
7 units or having had recent experience for at least two of the five years  
8 preceding the date of the application under this section.

9 (3) Has not committed any act in any jurisdiction that would have constituted  
10 grounds for refusal, suspension, or revocation of a license to practice that  
11 occupation in this State at the time the act was committed.

12 (4) Is in good standing and has not been disciplined by the agency that had  
13 jurisdiction to issue the license, certification, or permit.

14 (5) Pays any fees required by the occupational licensing board for which the  
15 applicant is seeking licensure, certification, or registration in this State.

16 (c) All relevant experience of a military service member in the discharge of official  
17 duties or, for a military spouse, all relevant experience, including full-time and part-time  
18 experience, regardless of whether in a paid or volunteer capacity, shall be credited in the  
19 calculation of years of practice in an occupation as required under subsection (a) or (b) of this  
20 section.

21 (d) A nonresident licensed, certified, or registered under this section shall be entitled to  
22 the same rights and subject to the same obligations as required of a resident licensed, certified,  
23 or registered by an occupational licensing board in this State.

24 (e) Nothing in this section shall be construed to apply to the practice of law as regulated  
25 under Chapter 84 of the General Statutes.

26 (f) An occupational licensing board may issue a temporary practice permit to a  
27 military-trained applicant or military spouse licensed, certified, or registered in another  
28 jurisdiction while the military-trained applicant or military spouse is satisfying the  
29 requirements for licensure under subsection (a) or (b) of this section if that jurisdiction has  
30 licensure, certification, or registration standards substantially equivalent to the standards for  
31 licensure, certification, or registration of an occupational licensing board in this State. The  
32 military-trained applicant or military spouse may practice under the temporary permit until a  
33 license, certification, or registration is granted or until a notice to deny a license, certification,  
34 or registration is issued in accordance with rules adopted by the occupational licensing board.

35 (g) An occupational licensing board may adopt rules necessary to implement this  
36 section.

37 (h) Nothing in this section shall be construed to prohibit a military-trained applicant or  
38 military spouse from proceeding under the existing licensure, certification, or registration  
39 requirements established by an occupational licensing board in this State."

40 **SECTION 2.** Within one year from the effective date of this act, each occupational  
41 licensing board regulating an occupation in this State and subject to the provisions of Chapter  
42 93B of the General Statutes shall implement the requirements of G.S. 93B-15.1, as enacted by  
43 Section 1 of this act.

44 **SECTION 3.** This act is effective when it becomes law.