

STAND. COM. REP. NO.

1385

Honolulu, Hawaii

APR 05 2013

RE: H.B. No. 1381
H.D. 2
S.D. 2

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Madam:

Your Committee on Commerce and Consumer Protection, to which
was referred H.B. No. 1381, H.D. 2, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL
LICENSING,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Limit licensure by endorsement or reciprocity for
nonresident military spouses to those spouses who are
present in the State for at least one year pursuant to
military orders;
- (2) Limit consideration of military service or training for
licensure by endorsement or reciprocity to veterans
honorably discharged within two years of application and
exclude medical doctors, dentists, certified public
accountants, and other licensees for which specified
endorsement or reciprocity regulations exist; and
- (3) Clarify and permanently establish various requirements
for licensure by endorsement and reciprocity for
military veterans.

Your Committee received testimony in support of this measure
from the Office of the Deputy Assistant Secretary of Defense,
Military Community and Family Policy and The Chamber of Commerce

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of Hawaii. Your Committee received testimony in opposition to this measure from the Hawaii Dental Association. Your Committee received comments on this measure from the Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs and one individual.

Your Committee finds that many military spouses accompany their service member spouses on military duty assignments. Your Committee further finds that this measure supports efforts led by the current Presidential Administration to simplify and expedite the employment of trained, educated, and highly qualified military spouses who accompany their service member spouses on military duty assignments.

Your Committee additionally finds that when Act 248, Session Laws of Hawaii 2012 (Act 248), was enacted, the intent was to allow the licensing authorities in Hawaii to consider military education, training, or service that was equivalent to civilian education, training, or service. Your Committee notes that S.B. No. 506, S.D. 2, which was previously passed by the Senate, contains language that is intended to provide additional clarity to Act 248. S.B. No. 506, S.D. 2, is also intended to demonstrate Hawaii's continuing commitment to the nationwide effort to facilitate military veterans' transition to post-service employment, including those military veterans who are from Hawaii and wish to find post-service employment in their home state. Amendments to this measure are therefore necessary to incorporate certain language from S.B. No. 506, S.D. 2.

Accordingly, your Committee has amended this measure by:

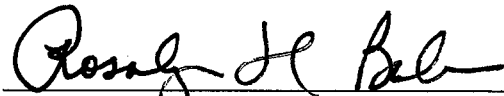
- (1) Deleting sections 2 and 3 and replacing them with section 2 from S.B. No. 506, S.D. 2, a measure which:
 - (A) Clarifies that licensing authorities that consider relevant education, training, or service of a military veteran applicant and determine the applicant meets or exceeds the requirements for licensure in Hawaii shall accept the results of the passage of a national or regional exam accepted by statute or rule in the specific licensing area or the equivalent as determined by the licensing authority; and



- (B) Requires a certificate or evidence satisfactory to the licensing authority of having passed a national or regional exam or the equivalent to be provided to the licensing authority;
- (2) Inserting an effective date of July 1, 2013; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Commerce and Consumer Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1381, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1381, H.D. 2, S.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Commerce and
Consumer Protection,



ROSALYN H. BAKER, Chair



The Senate
Twenty-Seventh Legislature
State of Hawai'i

Record of Votes
Committee on Commerce and Consumer Protection
CPN

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 1381 HD2 SD1	PSM, CPN	3/28/13		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"><input type="checkbox"/> Pass, unamended 2312</div> <div style="text-align: center;"><input checked="" type="checkbox"/> Pass, with amendments 2311</div> <div style="text-align: center;"><input type="checkbox"/> Hold 2310</div> <div style="text-align: center;"><input type="checkbox"/> Recommit 2313</div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
BAKER, Rosalyn H. (C)	✓			
GALUTERIA, Brickwood (VC)				✓
NISHIHARA, Clarence K.	✓			
SOLOMON, Malama	✓			
TANIGUCHI, Brian T.	✓			
WAKAI, Glenn				✓
SLOM, Sam				✓
TOTAL	4			3
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
<div style="display: flex; justify-content: space-between; font-size: small;"> <div>Distribution:</div> <div>Original</div> <div>Yellow</div> <div>Pink</div> <div>Goldenrod</div> </div> <div style="display: flex; justify-content: space-between; font-size: x-small;"> <div>File with Committee Report</div> <div>Clerk's Office</div> <div>Drafting Agency</div> <div>Committee File Copy</div> </div>				

*Only one measure per Record of Votes