A bill to be entitled An act relating to benefits, training, and employment for veterans and their spouses; amending s. 288.0001, F.S.; requiring the Economic Development Programs Evaluation to include a periodic analysis of the administration of the Veterans Employment and Training Services Program; amending ss. 292.05 and 295.21, F.S.; revising the duties of the Department of Veterans' Affairs and Florida Is For Veterans, Inc., respectively, to include provision of certain assistance to veterans' spouses; creating s. 295.215, F.S.; requiring the department to establish performance and accountability criteria; amending s. 295.22, F.S.; revising legislative findings and intent; revising the purpose and duties of the Veterans Employment and Training Services Program to include provision of certain assistance to veterans' spouses; removing provisions authorizing grant administration by CareerSource Florida, Inc.; requiring Florida Is For Veterans, Inc., to assist veterans or their spouses in accessing employment in health care professions; amending s. 456.013, F.S.; removing provisions relating to the waiver of certain fees for veterans or their spouses; amending s. 456.024, F.S.; defining the term "health care

Page 1 of 32

#### PCS for HB 139a.DOCX

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

practitioner"; removing a limitation on the period in which a member of the United States Armed Forces must receive an honorable discharge from service in order to be issued a license to practice a health care profession in this state; requiring the appropriate board or the Department of Health to expedite health care licensure applications submitted by veterans and to issue a license within a specified period; requiring the department to waive certain fees for veterans or their spouses under certain circumstances; providing requirements for application for such waiver; amending s. 456.0241, F.S.; removing provisions relating to application and renewal fees for temporary certification of an active duty military health care practitioner to practice in a regulated profession in this state; requiring the Department of Health to waive the temporary certification fee; creating s. 456.0242, F.S.; establishing the Office of Veteran Licensure Services within the Division of Medical Quality Assurance; requiring an executive director to be appointed by the department; providing duties of the office; requiring an annual report to the Governor and Legislature; providing report requirements; authorizing the department to adopt rules; providing an effective date.

Page 2 of 32

#### PCS for HB 139a.DOCX

26

27

28

29

30

31

32

33

34

35

36

37

38

39

40

41

42

43

44

4546

47

48

49

50

Be It Enacted by the Legislature of the State of Florida:

Section 1. Paragraph (d) of subsection (2) of section 288.0001, Florida Statutes, is amended to read:

288.0001 Economic Development Programs Evaluation.—The Office of Economic and Demographic Research and the Office of Program Policy Analysis and Government Accountability (OPPAGA) shall develop and present to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the chairs of the legislative appropriations committees the Economic Development Programs Evaluation.

- (2) The Office of Economic and Demographic Research and OPPAGA shall provide a detailed analysis of economic development programs as provided in the following schedule:
- (d) By January 1, 2019, and every 3 years thereafter, an analysis of the grant and entrepreneur initiative programs established under s. 295.22(3) (d) and (e).
- Section 2. Subsections (1) and (5) of section 292.05, Florida Statutes, are amended to read:
  - 292.05 Duties of Department of Veterans' Affairs.-
- (1) The Department of Veterans' Affairs shall provide assistance to all former, present, and future members of the Armed Forces of the United States and their <u>spouses and</u> dependents in preparing claims for and securing such

Page 3 of 32

PCS for HB 139a, DOCX

compensation, hospitalization, career training, and other benefits or privileges to which such persons or any of them are or may become entitled under any federal or state law or regulation by reason of their service in the Armed Forces of the United States. All services rendered under this subsection shall be without charge to the claimant.

- (5) The department shall conduct an ongoing study on the problems and needs of those residents of this state who are veterans of the Armed Forces of the United States and the problems and needs of their <u>spouses and</u> dependents. The study shall include, but not be limited to:
- (a) A survey of existing state and federal programs available for such persons that specifies the extent to which such programs presently are being implemented, with recommendations for the improved implementation, extension, or improvement of such programs.
- (b) A survey of the needs of such persons in the areas of social services, health care, education, and employment, and any other areas of determined need, with recommendations regarding federal, state, and community services that would meet those needs.
- (c) A survey of federal, state, public, and private moneys available that could be used to defray the costs of state or community services needed for such persons.
  - Section 3. Section 295.21, Florida Statutes, is amended to

Page 4 of 32

#### PCS for HB 139a.DOCX

101 read:

295.21 Florida Is For Veterans, Inc.-

- (1) CREATION.—There is created within the Department of Veterans' Affairs a nonprofit corporation, to be known as "Florida Is For Veterans, Inc.," which shall be registered, incorporated, organized, and operated in compliance with chapter 617, and which is not a unit or entity of state government. As used in this section and s. 295.22, unless the context indicates otherwise, the term "corporation" means Florida Is For Veterans, Inc. The corporation shall be a separate budget entity and is not subject to the control, supervision, or direction of the department in any manner, including, but not limited to, personnel, purchasing, transactions involving real or personal property, or budgetary matters.
- (2) PURPOSE.—The purpose of the corporation is to promote Florida as a veteran-friendly state that seeks to provide veterans and their spouses with employment opportunities and that promotes the hiring of veterans and their spouses by the business community. The corporation shall encourage retired and recently separated military personnel to remain in the state or to make the state their permanent residence. The corporation shall promote the value of military skill sets to businesses in the state, assist in tailoring the training of veterans and their spouses to match the needs of the employment marketplace, and enhance the entrepreneurial skills of veterans and their

Page 5 of 32

PCS for HB 139a, DOCX

126 spouses.

127

128

129

130

131

132

133

134

135

136

137

138

139

140

141

142

143

144

145

146

147

148

149

150

- (3) DUTIES.—The corporation shall:
- (a) Conduct research to identify the target market and the educational and employment needs of those in the target market. The corporation shall contract with at least one entity pursuant to the competitive bidding requirements in s. 287.057 and the provisions of s. 295.187 to perform the research. Such entity must have experience conducting market research on the veteran demographic. The corporation shall seek input from the Florida Tourism Industry Marketing Corporation on the scope, process, and focus of such research.
- (b) Advise the Florida Tourism Industry Marketing Corporation, pursuant to s. 295.23, on:
  - 1. The target market as identified in paragraph (a).
- 2. Development and implementation of a marketing campaign to encourage members of the target market to remain in the state or to make the state their permanent residence.
- 3. Methods for disseminating information to the target market that relates to the interests and needs of veterans and their spouses of all ages and facilitates veterans' knowledge of and access to benefits.
- (c) Promote and enhance the value of military skill sets to businesses.
- (d) Implement the Veterans Employment and Training Services Program established by s. 295.22.

Page 6 of 32

PCS for HB 139a.DOCX

- (e) Responsibly and prudently manage all funds received and ensure that the use of such funds conforms to all applicable laws, bylaws, or contractual requirements.
- (f) Administer the programs created in this section and s. 295.22.
- (g) Serve as the state's principal assistance organization under the United States Department of Defense's SkillBridge program for employers and transitioning servicemembers.
  - (4) GOVERNANCE.

- (a) The corporation shall be governed by a nine-member board of directors. The Governor, the President of the Senate, and the Speaker of the House of Representatives shall each appoint three members to the board. In making appointments, the Governor, the President of the Senate, and the Speaker of the House of Representatives must consider representation by active or retired military personnel and their spouses representing a range of ages and persons with expertise in business, education, marketing, and information management.
- (b) The board of directors shall annually elect a chair from among the board's members.
- (c) Each member of the board of directors shall be appointed for a term of 4 years, except that, to achieve staggered terms, the initial appointees of the Governor shall serve terms of 2 years. A member is eligible for reappointment to the board for one additional term of 4 years. Vacancies on

Page 7 of 32

#### PCS for HB 139a, DOCX

the board shall be filled in the same manner as the original appointment. A vacancy that occurs before the scheduled expiration of the term of the member shall be filled for the remainder of the unexpired term.

The Legislature finds that it is in the public (d) interest for the members of the board of directors to be subject to the requirements of ss. 112.313, 112.3135, and 112.3143. Notwithstanding the fact that they are not public officers or employees, for purposes of ss. 112.313, 112.3135, and 112.3143, the board members shall be considered to be public officers or employees. In addition to the postemployment restrictions of s. 112.313(9), a person appointed to the board of directors may not have direct interest in a contract, franchise, privilege, project, program, or other benefit arising from an award by the corporation during the appointment term and for 2 years after the termination of such appointment. A person who accepts appointment to the board of directors in violation of this subsection, or accepts a direct interest in a contract, franchise, privilege, project, program, or other benefit granted by the corporation to an awardee within 2 years after the termination of his or her service on the board, commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. Further, each member of the board of directors who is not otherwise required to file financial disclosure under s. 8, Art. II of the State Constitution or s.

Page 8 of 32

#### PCS for HB 139a.DOCX

176

177

178

179

180

181

182

183

184

185

186

187

188

189

190

191

192

193

194

195

196

197

198

199

200

201 112.3144 shall file a statement of financial interests under s. 202 112.3145.

- (e) Each member of the board of directors shall serve without compensation but is entitled to reimbursement for travel and per diem expenses as provided in s. 112.061 while performing his or her duties.
- (f) Each member of the board of directors is accountable for the proper performance of the duties of office and owes a fiduciary duty to the people of this state to ensure that awards provided are disbursed and used as prescribed by law and contract. An appointed member of the board of directors may be removed by the officer who appointed the member for malfeasance, misfeasance, neglect of duty, incompetence, permanent inability to perform official duties, unexcused absence from three consecutive board meetings, arrest or indictment for a crime that is a felony or a misdemeanor involving theft or a crime of dishonesty, or pleading guilty or nolo contendere to or being found guilty of any crime.
- (g) A majority of the members of the board of directors constitutes a quorum.  $\underline{Board}$  Council meetings may be held via teleconference or other electronic means.
- (5) POWERS.—In addition to the powers and duties prescribed in chapter 617 and the articles and bylaws adopted thereunder, the board of directors may:
  - (a) Make and enter into contracts and other instruments

Page 9 of 32

#### PCS for HB 139a, DOCX

necessary or convenient for the exercise of its powers and functions. However, notwithstanding s. 617.0302, the corporation may not issue bonds.

- (b) Make expenditures, including any necessary administrative expenditure.
- (c) Adopt, amend, and repeal bylaws, consistent with the powers granted to it under this section or the articles of incorporation, for the administration of the activities of the corporation, and the exercise of its corporate powers.
- (d) Accept funding for its programs and activities from federal, state, local, and private sources.
- (e) Adopt and register a fictitious name for use in its marketing activities.

The credit of the State of Florida may not be pledged on behalf of the corporation.

- (6) PUBLIC RECORDS AND MEETINGS.—The corporation is subject to the provisions of chapters 119 and 286 relating to public records and meetings, respectively.
  - (7) STAFFING AND ASSISTANCE.-
- (a) The corporation is authorized to hire or contract for all staff necessary for the proper execution of its powers and duties. All employees of the corporation shall comply with the Code of Ethics for Public Officers and Employees under part III of chapter 112. Corporation staff must agree to refrain from

Page 10 of 32

# PCS for HB 139a.DOCX

226

227

228

229

230

231

232

233

234

235

236

237

238

239

240

241

242243

244

245

246

247

248

249

250

having any direct interest in any contract, franchise, privilege, project, program, or other benefit arising from an award by the corporation during the term of their appointment and for 2 years after the termination of such appointment.

- (b) All agencies of the state are authorized and directed to provide such technical assistance as the corporation may require to identify programs within each agency which provide assistance or benefits to veterans who are located in this state or who are considering relocation to this state.
- (c) The Department of Veterans' Affairs may authorize the corporation's use of the department's property, facilities, and personnel services, subject to this section. The department may prescribe by contract any condition with which the corporation must comply in order to use the department's property, facilities, or personnel services.
- (d) The department may not authorize the use of its property, facilities, or personnel services if the corporation does not provide equal employment opportunities to all persons regardless of race, color, religion, sex, age, or national origin.
- (8) ANNUAL REPORT.—The corporation shall submit an annual progress report and work plan by December 1 to the Governor, the President of the Senate, and the Speaker of the House of Representatives. The report must include:
  - (a) Status and summary of findings regarding the target

Page 11 of 32

#### PCS for HB 139a, DOCX

market, veteran <u>and spouse</u> benefits, and any identified gaps in services.

- (b) Status of the marketing campaign, delivery systems of the marketing campaign, and outreach to the target market.
- (c) Status of the Veterans Employment and Training Services Program administered under s. 295.22.
- (d) Proposed revisions or additions to performance measurements for the programs administered by the corporation.
- (e) Identification of contracts that the corporation has entered into to carry out its duties.
- (f) An annual compliance and financial audit of accounts and records for the previous fiscal year prepared by an independent certified public accountant pursuant to rules adopted by the Auditor General.
- (9) DISSOLUTION.—All moneys and property held by the corporation shall revert to the state if the corporation ceases to exist.
- Section 4. Section 295.22, Florida Statutes, is amended to read:
  - 295.22 Veterans Employment and Training Services Program.-
  - (1) LEGISLATIVE FINDINGS AND INTENT.—The Legislature finds that the state has a compelling interest in ensuring that each veteran or their spouse who is a resident of the state finds employment that meets his or her professional goals and receives the training or education necessary to meet those goals. The

Page 12 of 32

### PCS for HB 139a.DOCX

276

277

278

279

280

281

282

283

284

285

286

287

288

289

290

291

292

293

294

295

296

297

298

299

300

Legislature also finds that connecting dedicated, well-trained veterans with businesses that need a dedicated, well-trained workforce is of paramount importance. The Legislature recognizes that veterans or their spouses may not currently have the skills to meet the workforce needs of Florida employers and may require assistance in obtaining additional workforce training or in transitioning their skills to meet the demands of the marketplace. It is the intent of the Legislature that the Veterans Employment and Training Services Program coordinate and meet the needs of veterans and their spouses and the business community to enhance the economy of this state.

- (2) CREATION.—The Veterans Employment and Training Services Program is created within the Department of Veterans' Affairs to assist in linking veterans or their spouses in search of employment with businesses seeking to hire dedicated, well-trained workers. The purpose of the program is to meet the workforce demands of businesses in the state by facilitating access to training and education in high-demand fields for veterans or their spouses.
- (3) ADMINISTRATION.—Florida Is For Veterans, Inc., shall administer the Veterans Employment and Training Services Program and perform all of the following functions:
- (a) Conduct marketing and recruiting efforts directed at veterans <u>or their spouses</u> who reside in or who have an interest in relocating to this state and who are seeking employment.

Page 13 of 32

#### PCS for HB 139a.DOCX

Marketing must include information related to how a veteran's military experience can be valuable to a business. Such efforts may include attending veteran job fairs and events, hosting events for veterans and their spouses or the business community, and using digital and social media and direct mail campaigns. The corporation shall also include such marketing as part of its main marketing campaign.

- (b) Assist veterans <u>or their spouses</u> who reside in or relocate to this state and who are seeking employment. The corporation shall offer skills assessments to veterans <u>or their spouses</u> and assist them in establishing employment goals and applying for and achieving gainful employment.
- 1. Assessment may include skill match information, skill gap analysis, resume creation, translation of military skills into civilian workforce skills, and translation of military achievements and experience into generally understood civilian workforce skills.
- 2. Assistance may include providing the veteran <u>or their</u> <u>spouse</u> with information on current workforce demand by industry or geographic region, creating employment goals, and aiding or teaching general knowledge related to completing applications. The corporation may provide information related to industry certifications approved by the Department of Education under s. 1008.44 as well as information related to earning academic college credit at public postsecondary educational institutions

Page 14 of 32

# PCS for HB 139a.DOCX

for college-level training and education acquired in the military under s. 1004.096.

- 3. The corporation shall encourage veterans or their spouses to register with the state's job bank system and may refer veterans to local one-stop career centers for further services. The corporation shall provide each veteran with information about state workforce programs and shall consolidate information about all available resources on one website that, if possible, includes a hyperlink to each resource's website and contact information, if available.
- 4. Assessment and assistance may be in person or by electronic means, as determined by the corporation to be most efficient and best meet the needs of veterans or spouses.
- (c) Assist Florida businesses in recruiting and hiring veterans <u>and spouses</u>. The corporation shall provide services to Florida businesses to meet their hiring needs by connecting businesses with suitable veteran applicants for employment. Suitable applicants include veterans <u>or spouses</u> who have appropriate job skills or may need additional training to meet the specific needs of a business. The corporation shall also provide information about the state and federal benefits of hiring veterans.
- (d) Create a grant program to provide funding to assist veterans in meeting the workforce-skill needs of businesses seeking to hire, promote, or generally improve specialized

Page 15 of 32

#### PCS for HB 139a, DOCX

skills of veterans, establish criteria for approval of requests for funding, and maximize the use of funding for this program. Grant funds may be used only in the absence of available veteran-specific federally funded programs. Grants may fund specialized training specific to a particular business.

- 1. If grant funds are used to provide a technical certificate, a licensure, or a degree, funds may be allocated only upon a review that includes, but is not limited to, documentation of accreditation and licensure. Instruction funded through the program terminates when participants demonstrate competence at the level specified in the request but may not exceed 12 months. Preference shall be given to target industry businesses, as defined in s. 288.106, and to businesses in the defense supply, cloud virtualization, health care or commercial aviation manufacturing industries.
- 2. Costs and expenditures shall be limited to \$8,000 per veteran trainee. Qualified businesses must cover the entire cost for all of the training provided before receiving reimbursement from the corporation equal to 50 percent of the cost to train a veteran who is a permanent, full-time employee. Eligible costs and expenditures include:
  - a. Tuition and fees.
  - b. Books and classroom materials.
  - c. Rental fees for facilities.
  - 3. Before funds are allocated for a request pursuant to

Page 16 of 32

#### PCS for HB 139a, DOCX

this section, the corporation shall prepare a grant agreement between the business requesting funds and the corporation. Such agreement must include, but need not be limited to:

- a. Identification of the personnel necessary to conduct the instructional program, instructional program description, and any vendors used to conduct the instructional program.
- b. Identification of the estimated duration of the instructional program.
  - c. Identification of all direct, training-related costs.
- d. Identification of special program requirements that are not otherwise addressed in the agreement.
- e. Permission to access aggregate information specific to the wages and performance of participants upon the completion of instruction for evaluation purposes. The agreement must specify that any evaluation published subsequent to the instruction may not identify the employer or any individual participant.
- 4. A business may receive a grant under the Quick-Response Training Program created under s. 288.047 and a grant under this section for the same veteran trainee. If a business receives funds under both programs, one grant agreement may be entered into with CareerSource Florida, Inc., as the grant administrator.
- (e) Contract with one or more entities to administer an entrepreneur initiative program for veterans in this state which connects business leaders in the state with veterans seeking to

Page 17 of 32

#### PCS for HB 139a, DOCX

401

402

403

404

405

406

407

408

409

410

411

412

413414

415

416

417

418

419

420

421

422

423

424

425

426 become entrepreneurs.

- 1. The corporation shall award each contract in accordance with the competitive bidding requirements in s. 287.057 to one or more public or private entities that:
- a. Demonstrate the ability to implement the program and the commitment of resources, including financial resources, to such programs.
- b. Have a demonstrated experience working with veteran entrepreneurs.
- c. As determined by the corporation, have been recognized for their performance in assisting entrepreneurs to launch successful businesses in the state.
- 2. Each contract must include performance metrics, including a focus on employment and business creation. The entity may also work with a university or college offering related programs to refer veterans or to provide services. The entrepreneur initiative program may include activities and assistance such as peer-to-peer learning sessions, mentoring, technical assistance, business roundtables, networking opportunities, support of student organizations, speaker series, or other tools within a virtual environment.
- (f) As the state's principal assistance organization under the United States Department of Defense's SkillBridge program for qualified businesses in this state and for transitioning servicemembers who reside in, or who wish to reside in, this

Page 18 of 32

### PCS for HB 139a.DOCX

451 state, the corporation shall:

- 1. Establish and maintain, as applicable, its certification for the SkillBridge program or any other similar workforce training and transition programs established by the United States Department of Defense;
- 2. Educate businesses, business associations, and transitioning servicemembers on the SkillBridge program and its benefits, and educate military command and personnel within the state on the opportunities available to transitioning servicemembers through the SkillBridge program;
- 3. Assist businesses in obtaining approval for skilled workforce training curricula under the SkillBridge program, including, but not limited to, apprenticeships, internships, or fellowships; and
- 4. Match transitioning servicemembers who are deemed eligible for SkillBridge participation by their military command with training opportunities offered by the corporation or participating businesses, with the intent of having transitioning servicemembers achieve gainful employment in this state upon completion of their SkillBridge training.
- (g) Assist veterans and their spouses to access training, education and employment in health care professions.
- (h) Coordinate with the Department of Health Office of

  Veteran Licensure Services to assist veterans and their spouses
  to obtain licensure pursuant to s. 456.024.

Page 19 of 32

PCS for HB 139a.DOCX

PCS for HB 139 

_	
477	(4) DUTIES OF ENTERPRISE FLORIDA, INC.—Enterprise Florida,
478	Inc., shall provide information about the corporation and its
479	services to prospective, new, expanding, and relocating
480	businesses seeking to conduct business in this state. Enterprise
481	Florida, Inc., shall, to the greatest extent possible,
482	collaborate with the corporation to meet the employment needs,
483	including meeting the job-creation requirements, of any business
484	receiving assistance or services from Enterprise Florida, Inc.
485	Section 5. Subsection (13) of section 456.013, Florida
486	Statutes, is amended to read:
487	456.013 Department; general licensing provisions.—
488	(13) The department shall waive the initial licensing fee,
489	the initial application fee, and the initial unlicensed activity
490	fee for a military veteran or his or her spouse at the time of
491	discharge, if he or she applies to the department for an initial
492	license within 60 months after the veteran is honorably
493	discharged from any branch of the United States Armed Forces.
494	The applicant must apply for the fee waiver using a form
495	prescribed by the department and must submit supporting
496	documentation as required by the department.
497	Section 6. Subsections $(1)$ , $(2)$ , $(3)$ , and $(4)$ of section
498	456.024, Florida Statutes, are amended to read:
499	456.024 Members of Armed Forces <u>and military veterans</u> <del>in</del>
500	good standing with administrative boards or the department;

Page 20 of 32

PCS for HB 139a.DOCX

spouses; licensure.-

501

502

503

504

505

506

507

508

509

510

511

512

513

514

515

516

517

518

519

520

521

522

523

524

525

- Any member of the Armed Forces of the United States now or hereafter on active duty who, at the time of becoming such a member, was in good standing with any health care practitioner administrative board of the state, or the department when there is no board, and was entitled to practice or engage in his or her a health care profession or vocation in this the state shall be kept in good standing by such administrative board, or the department when there is no board, without registering, paying dues or fees, or performing any other act on his or her part to be performed, as long as he or she is a the service member of the Armed Forces of the United States is on active duty or is within and for a period of 6 months after of discharge from active duty as a member of the Armed Forces of the United States, provided he or she and is not engaged in his or her licensed profession or vocation in the private sector for profit.
- the initial application fee, and the initial unlicensed activity fee for a military veteran or his or her spouse, if the veteran is honorably discharged from any branch of the United States

  Armed Forces. The applicant must apply for the fee waiver using a form prescribed by the department and must submit supporting documentation as required by the department. The applicant may apply for a fee waiver up to 6 months prior to discharge.

Page 21 of 32

PCS for HB 139a.DOCX

- (3) The boards listed in s. 20.43, or the department when there is no board, shall adopt rules exempting the spouses of members of the Armed Forces of the United States from licensure renewal provisions, but only in cases of absence from the state because of their spouses' duties with the Armed Forces.
- $\underline{(4)}$  (a) A person is eligible for licensure as a health care practitioner in this state if he or she:
- 1. Serves or has served as a health care practitioner in the United States Armed Forces, the United States Reserve Forces, or the National Guard;
- 2. Serves or has served on active duty with the United States Armed Forces as a health care practitioner in the United States Public Health Service; or
- 3. Is a health care practitioner in another state, the District of Columbia, or a possession or territory of the United States and is the spouse of a person serving on active duty with the United States Armed Forces.

The department shall develop an application form, and each board, or the department if there is no board, shall waive the application fee, licensure fee, and unlicensed activity fee for such applicants. For purposes of this subsection, "health care practitioner" means a health care practitioner as defined in s. 456.001 and a person licensed under part III of chapter 401 or part IV of chapter 468.

### Page 22 of 32

#### PCS for HB 139a.DOCX

(b) The board, or the department if there is no board, shall issue a license to practice in this state to a person who:

- 1. Submits a complete application.
- 2. If he or she is a member of the United States Armed Forces, the United States Reserve Forces, or the National Guard, submits proof that he or she has received an honorable discharge within 6 months before, or will receive an honorable discharge within 6 months after, the date of submission of the application.
- 3.a. Holds an active, unencumbered license issued by another state, the District of Columbia, or a possession or territory of the United States and who has not had disciplinary action taken against him or her in the 5 years preceding the date of submission of the application;
- b. Is a military health care practitioner in a profession for which licensure in a state or jurisdiction is not required to practice in the United States Armed Forces, if he or she submits to the department evidence of military training or experience substantially equivalent to the requirements for licensure in this state in that profession and evidence that he or she has obtained a passing score on the appropriate examination of a national or regional standards organization if required for licensure in this state; or
- c. Is the spouse of a person serving on active duty in the United States Armed Forces and is a health care practitioner in

Page 23 of 32

### PCS for HB 139a.DOCX

a profession for which licensure in another state or jurisdiction is not required, if he or she submits to the department evidence of training or experience substantially equivalent to the requirements for licensure in this state in that profession and evidence that he or she has obtained a passing score on the appropriate examination of a national or regional standards organization if required for licensure in this state.

- 4. Attests that he or she is not, at the time of submission of the application, the subject of a disciplinary proceeding in a jurisdiction in which he or she holds a license or by the United States Department of Defense for reasons related to the practice of the profession for which he or she is applying.
- 5. Actively practiced the profession for which he or she is applying for the 3 years preceding the date of submission of the application.
- 6. Submits a set of fingerprints for a background screening pursuant to s. 456.0135, if required for the profession for which he or she is applying.

The department shall verify information submitted by the applicant under this subsection using the National Practitioner Data Bank.

(c) Each applicant who meets the requirements of this

### Page 24 of 32

# PCS for HB 139a.DOCX

subsection shall be licensed with all rights and responsibilities as defined by law. The applicable board, or the department if there is no board, may deny an application if the applicant has been convicted of or pled guilty or nolo contendere to, regardless of adjudication, any felony or misdemeanor related to the practice of a health care profession regulated by this state.

- (d) An applicant for initial licensure under this subsection must submit the information required by ss. 456.039(1) and 456.0391(1) no later than 1 year after the license is issued.
- (5) (4) (a) The board, or the department if there is no board, shall issue a professional license to the spouse of an active duty member of the Armed Forces of the United States who submits to the department:
- 1. A completed application upon a form prepared and furnished by the department in accordance with the board's rules;
- 2. Proof that the applicant is married to a member of the Armed Forces of the United States who is on active duty;
- 3. Proof that the applicant holds a valid license for the profession issued by another state, the District of Columbia, or a possession or territory of the United States, and is not the subject of any disciplinary proceeding in any jurisdiction in which the applicant holds a license to practice a profession

Page 25 of 32

#### PCS for HB 139a, DOCX

626 regulated by this chapter;

- 4. Proof that the applicant's spouse is assigned to a duty station in this state pursuant to the member's official active duty military orders; and
- 5. Proof that the applicant would otherwise be entitled to full licensure under the appropriate practice act, and is eligible to take the respective licensure examination as required in Florida.
- (b) The applicant must also submit to the Department of Law Enforcement a complete set of fingerprints. The Department of Law Enforcement shall conduct a statewide criminal history check and forward the fingerprints to the Federal Bureau of Investigation for a national criminal history check.
- (c) Each board, or the department if there is no board, shall review the results of the state and federal criminal history checks according to the level 2 screening standards in s. 435.04 when granting an exemption and when granting or denying the license.
- (d) The applicant shall pay the cost of fingerprint processing. If the fingerprints are submitted through an authorized agency or vendor, the agency or vendor shall collect the required processing fees and remit the fees to the Department of Law Enforcement.
- (e) The department shall waive the applicant's licensure application fee.

Page 26 of 32

### PCS for HB 139a.DOCX

(f) An applicant for a license under this subsection is subject to the requirements under s. 456.013(3)(a) and (c).

- (g) An applicant shall be deemed ineligible for a license pursuant to this section if the applicant:
- 1. Has been convicted of or pled nolo contendere to, regardless of adjudication, any felony or misdemeanor related to the practice of a health care profession;
- 2. Has had a health care provider license revoked or suspended from another of the United States, the District of Columbia, or a United States territory;
- 3. Has been reported to the National Practitioner Data Bank, unless the applicant has successfully appealed to have his or her name removed from the data bank; or
- 4. Has previously failed the Florida examination required to receive a license to practice the profession for which the applicant is seeking a license.
- (h) The board, or the department if there is no board, may revoke a license upon finding that the individual violated the profession's governing practice act.
- (i) The board, or the department if there is no board, shall expedite all applications submitted by a spouse of an active duty member or veteran of the Armed Forces of the United States pursuant to this subsection and shall issue a license within 7 days after receipt of all required documentation for such application.

Page 27 of 32

# PCS for HB 139a.DOCX

Section 7. Subsections (2), (3), (4), (5), (6), and (7) of section 456.0241, Florida Statutes, are amended to read:

456.0241 Temporary certificate for active duty military health care practitioners.—

- (2) The department may issue a temporary certificate to an active duty military health care practitioner to practice in a regulated profession in this state if the applicant:
- (a) Submits proof that he or she will be practicing pursuant to a military platform.
- (b) Submits a complete application and a nonrefundable application fee.
- (c) Holds an active, unencumbered license to practice as a health care professional issued by another state, the District of Columbia, or a possession or territory of the United States or is a military health care practitioner in a profession for which licensure in a state or jurisdiction is not required for practice in the United States Armed Forces and provides evidence of military training and experience substantially equivalent to the requirements for licensure in this state in that profession.
- (d) Attests that he or she is not, at the time of submission of the application, the subject of a disciplinary proceeding in a jurisdiction in which he or she holds a license or by the United States Department of Defense for reasons related to the practice of the profession for which he or she is applying.

Page 28 of 32

#### PCS for HB 139a.DOCX

(e) Has been determined to be competent in the profession for which he or she is applying.

(f) Submits a set of fingerprints for a background screening pursuant to s. 456.0135, if required for the profession for which he or she is applying.

The department shall verify information submitted by the applicant under this subsection using the National Practitioner Data Bank.

- (3) A temporary certificate issued under this section expires 6 months after issuance but may be renewed upon proof of continuing military orders for active duty assignment in this state and evidence that the military health care practitioner continues to be a military platform participant.
- (4) A military health care practitioner applying for a temporary certificate under this section is exempt from ss. 456.039-456.046. All other provisions of this chapter apply to such military health care practitioner.
- (5) An applicant for a temporary certificate under this section is deemed ineligible if he or she:
- (a) Has been convicted of or pled guilty or nolo contendere to, regardless of adjudication, any felony or misdemeanor related to the practice of a health care profession;
- (b) Has had a health care provider license revoked or suspended in another state, the District of Columbia, or a

Page 29 of 32

### PCS for HB 139a.DOCX

726 possession or territory of the United States;

- (c) Has failed to obtain a passing score on the Florida examination required to receive a license to practice the profession for which he or she is applying; or
- (d) Is under investigation in another jurisdiction for an act that would constitute a violation of the applicable licensing chapter or this chapter until the investigation is complete and all charges against him or her are disposed of by dismissal, nolle prosequi, or acquittal.
- (6) The department shall, by rule, set an application fee not to exceed \$50 and a renewal fee not to exceed \$50.
- $\underline{(6)}$  (7) Application shall be made on a form prescribed and furnished by the department.
  - (7) The department shall waive the temporary licensing fee.
- 740 Section 8. Section 456.0242, Florida Statutes, is created to read:
  - 456.0242 .-- Section 1. Section 456.0242, Florida Statutes, is created to read:
    - 456.0242 Office of Veteran Licensure Services.-
  - (1) There is established the Office of Veteran Licensure

    Services in the Division of Medical Quality Assurance. The

    Office shall assist active duty members of the United States

    Armed Forces, the United States Reserved Forces, the National

    Guard, veterans, and their spouses who seek to become a licensed health care practitioner in this state.

Page 30 of 32

PCS for HB 139a.DOCX

727

728

729730

731

732

733

734

735

736

737

738

739

742

743

744

745

746

747

748

749

750

751	(2) The office shall be headed by an Executive Director,									
752	designated by the department, who must be a veteran.									
753	(3) The office shall:									
754	(a) Provide information, guidance, direction, and									
755	assistance with the licensure processes;									
756	(b) Coordinate with each board, or the department if there									
757	is no board, to expedite all applications submitted pursuant to									
758	s. 456.024;									
759	(c) Refer any individual requesting assistance with resume									
760	writing and proofreading, job application completion, and									
761	interviewing skills and techniques to Florida is for Veterans,									
762	Inc.;									
763	(d) Refer any individual requesting information on									
764	educational or employment opportunities in health care									
765	professions to Florida is For Veterans, Inc.; and									
766	(e) The office shall submit a report annually by November									
767	11 to the Governor, the President of the Senate, and the Speaker									
768	of the House of Representatives. The report must categorize									
769	individuals as active duty member, veteran or spouse and must									
770	include, but is not limited to:									
771	1. The number of individuals served;									
772	2. The educational and training background for any									
773	individual seeking licensure;									
774	3. Health care licenses an individual holds in another									

Page 31 of 32

irrespective of the current status of such license;

PCS for HB 139a.DOCX

776		4.	Number	of lice	ensure	applic	ations	receive	ed;		
777		5.	The ave	erage da	ays to	licens	se a qua	lified	appli	.cant;	and
778		6.	Number	of refe	errals	for vo	cationa	l assis	stance	<u>.</u>	
779		(4)	The de	epartmer	nt may	adopt	rules n	ecessar	ry to	impler	nent
780	this	secti	on.								
781		Secti	on 9.	This ac	ct shai	ll take	effect	July 1	L, 202	23.	

Page 32 of 32

PCS for HB 139a.DOCX