

HB

84

<TARGET><BILL>HB 84</BILL><SUBJECT>HB
84</SUBJECT><COMM>HF IN28</COMM></TARGET>

HOUSE COMMITTEE REPORT

(11)

Date Referred to Committee: March 7, 2013

FURTHER REFERRALS:

Date of Committee Action: 3/22/13

The FINANCE Committee considered:

HB 84

HOUSE BILL NO. 84

"An Act relating to applying military education, training, and service credit to occupational licensing and certain postsecondary education and employment training requirements; providing for a temporary occupational license for qualified military service members; and providing for an effective date."

HB 84 MILITARY TRAINING CREDIT/TEMP. LICENSE

Recommends it be replaced with HCS or CS for HB 84 (FIN)
 For Senate Bills with new title: Technical Title New Title: HCR Same Title New Title

- attach amendments
- add new referral to _____ Committee
- Letter of Intent _____ Committee

List of Abbrev for Depts.:
 ADM
 CED
 COR
 CRT
 EED
 DEC
 DFG
 GOV
 DHS
 LWF
 LAW
 LEG
 MVA
 DNR
 DPS
 REV
 DOT
 UA

NEW FISCAL NOTES				
*FN# is assigned by Chief Clerk's Office				
*FN#	List by Dept(s):	Fiscal	Indet.	Zero
	CED			✓

PREVIOUS FISCAL NOTES				
FN#	List by Dept(s):	Fiscal	Indet.	Zero
1	EED			✓
2	LWF			✓
3	UA			✓

Signing with recommendations	Printed Last Name	DP	DNP	NR	AM
		✓			
	Cara	✓			
	Holmes	X			
	Muñoz	✓			
	Edgmon	✓			
	T. Wilson	✓			
	CASTELLO	✓			
Chair:	AUSTRIANMAN	X			
Chair:					

Fiscal Note

State of Alaska
2013 Legislative Session

Bill Version: HB 84
Fiscal Note Number: 1
(H) Publish Date: 3/7/13

Identifier: HB084-EED-ACPE-03-01-13
Title: MILITARY TRAINING CREDIT/TEMP. LICENSE
Sponsor: SADDLER
Requester: (S) STA

Department: Department of Education and Early Development
Appropriation: Alaska Postsecondary Education Commission
Allocation: Program Administration & Operations
OMB Component Number: 2738

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

	FY2014 Appropriation Requested	Included in Governor's FY2014 Request	Out-Year Cost Estimates				
			FY 2015	FY 2016	FY 2017	FY 2018	FY 2019
OPERATING EXPENDITURES	FY 2014	FY 2014					
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues							
---------------------------	--	--	--	--	--	--	--

Estimated SUPPLEMENTAL (FY2013) cost: 0.0

Estimated CAPITAL (FY2014) cost: 0.0

ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? No
If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

Not applicable, initial version.

Prepared By:	Diane Barrans, Executive Director	Phone:	(907)465-6740
Division	Alaska Commission on Postsecondary Education	Date:	03/01/2013 05:20 PM
Approved By:	Diane Barrans, Executive Director	Date:	03/01/13
	Alaska Commission on Postsecondary Education		

FISCAL NOTE ANALYSIS #1

STATE OF ALASKA
2013 LEGISLATIVE SESSION

BILL NO. HB 84

Analysis

The bill makes changes to statutes to allow military education, service and training to act as an equivalent to some or all qualifications of certain license, certificate, postsecondary or technical programs. Individuals seeking such credit must provide satisfactory evidence of successful completion education, training or service as a member of the armed forces of the United States, the United States Reserves, or the National Guard, Military Reserves or Naval Militia of any state. Changes in statute relating to institutional authorization are required mandating institutions to accept military education, training or service credit hours toward a degree or technical program. There is not an anticipated fiscal impact relating to this bill.

Fiscal Note

State of Alaska
2013 Legislative Session

Bill Version: HB 84
Fiscal Note Number: 2
(H) Publish Date: 3/7/13

Identifier: HB084-DOLWD-WIB-3-1-13
Title: MILITARY TRAINING CREDIT/TEMP. LICENSE
Sponsor: SADDLER
Requester: House Labor and Commerce

Department: Department of Labor and Workforce Development
Appropriation: Business Partnerships
Allocation: Workforce Investment Board
OMB Component Number: 2659

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2014	Included in	Out-Year Cost Estimates				
	Appropriation Requested	Governor's FY2014 Request	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019
OPERATING EXPENDITURES	FY 2014	FY 2014					
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues							
---------------------------	--	--	--	--	--	--	--

Estimated SUPPLEMENTAL (FY2013) cost: 0.0

Estimated CAPITAL (FY2014) cost: 0.0

ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? No
If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

Not applicable, initial version.

Prepared By:	Jeff Selvey, Executive Director, Workforce Investment Board	Phone:	(907)269-3569
Division:	Business Partnerships	Date:	03/01/2013 05:00 PM
Approved By:	Dianne Blumer, Commissioner	Date:	03/01/13
	Department of Labor and Workforce Development		

FISCAL NOTE ANALYSIS #2

STATE OF ALASKA
2013 LEGISLATIVE SESSION

BILL NO. HB 84

Analysis

The proposed legislation requires the Workforce Investment Board to facilitate the development and implementation of a statewide policy and procedure that provides for the acceptance of credit towards a degree or program offered by a vocational or technical center in the state of Alaska for a member of the nation's armed forces with relevant military education, training, or service. The Workforce Investment Board will conduct teleconferences between the state's applicable training center organizations as means of facilitating the development of a statewide policy and procedure.

There is no fiscal impact to the department as a result of this legislation.

Fiscal Note

State of Alaska
2013 Legislative Session

Bill Version: HB 84
Fiscal Note Number: 3
(H) Publish Date: 3/7/13

Identifier: HB84-UA-SYSBRA-3-4-13
Title: MILITARY TRAINING CREDIT/TEMP. LICENSE
Sponsor: SADDLER
Requester: Labor & Commerce

Department: University of Alaska
Appropriation: University of Alaska
Allocation: Budget Reductions/Additions - Systemwide
OMB Component Number: 1296

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

	FY2014	Included in	Out-Year Cost Estimates				
	Appropriation Requested	Governor's FY2014 Request	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019
OPERATING EXPENDITURES	FY 2014	FY 2014					
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues							
---------------------------	--	--	--	--	--	--	--

Estimated SUPPLEMENTAL (FY2013) cost: 0.0

Estimated CAPITAL (FY2014) cost: 0.0

ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency?
If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

initial version.

Prepared By: Michelle Rizk
Division: University of Alaska
Approved By: Michelle Rizk
University of Alaska

Phone: (907)450-8187
Date: 03/01/2013 04:00 PM
Date: 03/01/2013

FISCAL NOTE ANALYSIS #3

STATE OF ALASKA
2013 LEGISLATIVE SESSION

BILL NO. HB 84

Analysis

HB84 will not have a fiscal impact on the University of Alaska (UA)

Fiscal Note

State of Alaska
2013 Legislative Session

Bill Version: HB 84
Fiscal Note Number: _____
() Publish Date: _____

Identifier: CSHB084(FIN)-DCCED-CBPL-03-22-13
Title: MILITARY TRAINING CREDIT/TEMP. LICENSE
Sponsor: SADDLER
Requester: House Finance

Department: Department of Commerce, Community and
Economic Development
Appropriation: Corporations, Business and Professional
Licensing
Allocation: Corporations, Business and Professional
Licensing
OMB Component Number: 2360

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

	FY2014	Included in	Out-Year Cost Estimates				
	Appropriation Requested	Governor's FY2014 Request	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019
OPERATING EXPENDITURES	FY 2014	FY 2014					
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues							
---------------------------	--	--	--	--	--	--	--

Estimated SUPPLEMENTAL (FY2013) cost: 0.0

Estimated CAPITAL (FY2014) cost: 0.0

ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? Yes
If yes, by what date are the regulations to be adopted, amended or repealed? 12/31/14

Why this fiscal note differs from previous version:

This version is updated to reflect the change in effective date to December 31, 2014.

Prepared By:	<u>Don Habeger, Director</u>	Phone:	<u>(907)465-2536</u>
Division:	<u>Corporations, Business and Professional Licensing</u>	Date:	<u>03/22/2013 11:00 AM</u>
Approved By:	<u>JoEllen Hanrahan, Director</u>	Date:	<u>03/22/13</u>
	<u>Administrative Services Division</u>		

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2013 LEGISLATIVE SESSION

BILL NO. HB 84

Analysis

HB 84 would require the department or board to accept relevant experience, training, or service acquired while serving in the armed forces for professional licensing. The bill would allow greater flexibility for those exiting military service to become temporarily licensed in Alaska.

The CS to HB 84 extends the effective date of this legislation an additional year, to December 31, 2014. The Department believes all necessary deliberation by boards, commissions, and the division to determine "substantial equivalency" of military training and adoption of subsequent regulations can be accommodated within the existing meeting structure. Therefore, the funding for travel and regulations projects requested in the previous fiscal note is no longer required.

There is no anticipated fiscal impact to the Division of Corporations, Business and Professional Licensing from this legislation.

Fiscal Note

State of Alaska
2013 Legislative Session

Bill Version: HB 84
Fiscal Note Number: 4
(H) Publish Date: 3/7/13

Identifier: HB084-DCCED-CBPL-03-01-13
Title: MILITARY TRAINING CREDIT/TEMP. LICENSE
Sponsor: SADDLER
Requester: House Labor and Commerce

Department: Department of Commerce, Community and
Economic Development
Appropriation: Corporations, Business and Professional
Licensing
Allocation: Corporations, Business and Professional
Licensing
OMB Component Number: 2360

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

	FY2014 Appropriation Requested	Included in Governor's FY2014 Request	Out-Year Cost Estimates					
			FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	
OPERATING EXPENDITURES								
Personal Services								
Travel	107.6							
Services	30.0							
Commodities								
Capital Outlay								
Grants & Benefits								
Miscellaneous								
Total Operating	137.6	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

1156 Rcpt Svcs	137.6							
Total	137.6	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time								
Part-time								
Temporary								

Change in Revenues								
---------------------------	--	--	--	--	--	--	--	--

Estimated SUPPLEMENTAL (FY2013) cost: 0.0

Estimated CAPITAL (FY2014) cost: 0.0

ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? Yes
If yes, by what date are the regulations to be adopted, amended or repealed? 12/31/13

Why this fiscal note differs from previous version:

Not applicable, initial version.

Prepared By: Don Habeger, Director Phone: (907)465-2536
Division: Corporations, Business and Professional Licensing Date: 03/01/2013 02:00 PM
Approved By: JoEllen Hanrahan, Director Date: 03/01/13
Administrative Services Division

FISCAL NOTE ANALYSIS #4

STATE OF ALASKA
2013 LEGISLATIVE SESSION

BILL NO. HB 84

Analysis

HB 84 would require the department or board to accept relevant experience, training, or service acquired while serving in the armed forces for professional licensing. The bill would allow greater flexibility for those exiting military service to become temporarily licensed in Alaska.

Travel costs of 107.6 are to meet the December 31, 2013 effective date and would require eleven affected boards to schedule additional meetings before October 1 in order to meet the requirements of this bill. It is expected that each of the affected boards will need two meetings to deliberate the topic, confer with content experts including the Department of Defense, draft and approve regulations before the public comment period, and consider public comment before approving final regulations. This fiscal note reflects the travel costs for board members and staff to travel to these meetings. The department will make every effort to schedule additional meetings via teleconference when feasible.

Services of 30.0 include additional funding for facilitation and drafting of regulations by the December 31 effective date.

Average costs per individual associated with a one day board meeting:

Per diem – \$65
Car rental – \$100
Hotel – \$125
Average airfare – \$400
Total cost – \$690

BAH – 7 x 690 = 4,830 x 2 = 9,660	AS 08.13
CHI – 6 x 690 = 4,140 x 2 = 8,280	AS 08.20
CSW – 6 x 690 = 4,140 x 2 = 8,280	AS 08.95
DEN – 10 x 690 = 6,900 x 2 = 13,800	AS 08.32
MFT – 6 x 690 = 4,140 x 2 = 8,280	AS 08.63
MED – 8 x 690 = 5,520 x 2 = 11,040	AS 08.64
NUR – 7 x 690 = 4,830 x 2 = 9,660	AS 08.68
PHA – 8 x 690 = 5,520 x 2 = 11,040	AS 08.80
PHYS – 8 x 690 = 5,520 x 2 = 11,040	AS 08.84
PYSCH – 6 x 690 = 4,140 x 2 = 8,280	AS 08.86
VET – 6 x 690 = 4,140 x 2 = 8,280	AS 08.98

Total for eleven boards – 107,640

CS FOR HOUSE BILL NO. 84(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-EIGHTH LEGISLATURE - FIRST SESSION

BY THE HOUSE FINANCE COMMITTEE

Offered:

Referred:

Sponsor(s): REPRESENTATIVES SADDLER, Thompson, Lynn, Kawasaki, Feige, Millett, LeDoux, Kreiss-Tomkins, Isaacson, Holmes, Herron, Tarr

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to applying military education, training, and service credit to
2 occupational licensing and certain postsecondary education and employment training
3 requirements; providing for a temporary occupational license for qualified military
4 service members; and providing for an effective date."

5 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

6 * **Section 1.** AS 08.01 is amended by adding a new section to read:

7 **Sec. 08.01.064. Military education, training, and service credit; temporary**
8 **license.** (a) Notwithstanding another provision of law, the department or applicable
9 board shall accept military education, training, and service for some or all of the
10 qualifications otherwise required of an applicant for a license or certificate issued
11 under this chapter if

12 (1) the department or applicable board determines that the military
13 education, training, and service is substantially equivalent to some or all of the
14 qualifications otherwise required of an applicant for a license or certificate issued

1 under this chapter; and

2 (2) the applicant provides satisfactory evidence of successful
3 completion of the education, training, or service as a member of the armed forces of
4 the United States, the United States Reserves, the National Guard of any state, the
5 Military Reserves of any state, or the Naval Militia of any state.

6 (b) If the department issues temporary licenses or certificates as authorized by
7 the department or applicable board under AS 08.01.050(a)(9), the department or
8 applicable board shall issue a temporary license or certificate to a person who

9 (1) applies to the department or applicable board in a manner
10 prescribed by the department or board;

11 (2) meets the requirements in AS 08.01.063(a)(3) - (6); and

12 (3) while in the armed forces of the United States or any state, as
13 described in (a) of this section,

14 (A) held a current license or certificate in another state, district,
15 or territory of the United States, practiced in the area of the license or
16 certificate, and maintained the license or certificate in active status before and
17 at the time of application for a license or certificate under this subsection; or

18 (B) was awarded a degree, diploma, or certificate by a branch
19 of the armed forces of the United States or any state, as described in (a) of this
20 section, that met standards for an equivalent license or a certificate of technical
21 training.

22 (c) The department or applicable board shall expedite the procedure for
23 issuance of a license or certificate under (b) of this section for an applicant who is on
24 active duty.

25 (d) A license or certificate issued under (b) of this section is valid for 180 days
26 and may be extended at the discretion of the department or applicable board for one
27 additional 180-day period if the holder of the license or certificate applies for an
28 extension on a form approved by the department or applicable board.

29 (e) The department or applicable board may adopt regulations necessary to
30 implement this section.

31 * **Sec. 2.** AS 14.40.210 is amended by adding a new subsection to read:

1 (c) The president of the University of Alaska shall implement a policy and
2 procedure for the acceptance of academic credit toward a degree or technical program
3 offered by the university if an applicant provides satisfactory evidence of successful
4 completion of relevant military education, training, or service as a member of the
5 armed forces of the United States, the United States Reserves, the National Guard of
6 any state, the Military Reserves of any state, or the Naval Militia of any state.

7 * **Sec. 3.** AS 14.48.060(b) is amended to read:

8 (b) A postsecondary educational institution must be maintained and operated,
9 or, in the case of a new institution, must demonstrate that it can be maintained and
10 operated, so that

11 (1) the quality and content of each course or program of instruction,
12 training, or study are such as may reasonably and adequately achieve the stated
13 objective for which the course or program is offered;

14 (2) the institution has or has access to adequate space, equipment,
15 instructional materials, and personnel where applicable to achieve the stated objective
16 of the course or program of study and to provide education of good quality;

17 (3) the education or experience qualifications of directors,
18 administrators, supervisors, and instructors are such as may reasonably ensure that the
19 students will receive education consistent with the objectives of the course or program
20 of study;

21 (4) the institution provides a catalog or brochure containing
22 information describing the programs offered, program objectives, length of program,
23 schedule of tuition, fees, and all other charges and expenses necessary for completion
24 of the course of study, cancellation and refund policies, and other material facts
25 concerning the institution and the program or course of instruction that are reasonably
26 likely to affect the decision of the student to enroll, together with any other disclosures
27 specified by the commission by regulation; and that this information is provided to
28 prospective students before enrollment;

29 (5) upon satisfactory completion of training, the student is given
30 appropriate educational credentials by the institution, indicating that the course of
31 instruction or study has been satisfactorily completed by the student;

1 (6) adequate records are maintained by the institution to show
2 attendance, progress, or grades, and that satisfactory standards are enforced relating to
3 attendance, progress, and performance;

4 (7) the institution is maintained and operated in compliance with all
5 pertinent ordinances and laws relating to the safety and health of persons on [UPON]
6 the premises of the institution;

7 (8) the institution is financially sound and capable of fulfilling its
8 commitments to students;

9 (9) neither the institution nor its agents engage in advertising, sales,
10 collection, credit, or other practices which are false, deceptive, misleading, or unfair;

11 (10) the chief executive officer, trustees, directors, owners,
12 administrators, supervisors, staff, and instructors of the institution are of good
13 reputation and character and have not been convicted of a violation of AS 14.48.020
14 or 14.48.150 or AS 45.50.471 - 45.50.561 or a comparable law in another state or
15 province;

16 (11) the student housing owned, maintained, or approved by the
17 institution is appropriate, safe, and adequate;

18 (12) the institution has a fair and equitable cancellation and refund
19 policy; [AND]

20 (13) the charges set by the institution for tuition, fees, books, and
21 supplies are fair and equitable; and

22 (14) the institution accepts military education, training, or service
23 credit or hours toward a degree or technical program offered by the institution if

24 (A) the institution otherwise accepts transfer credits or
25 hours; and

26 (B) the credit or hours transfer process meets the
27 requirements of the accrediting body of the institution or the commission.

28 * Sec. 4. AS 23.15.820(a) is amended to read:

29 (a) The Alaska Workforce Investment Board shall

30 (1) administer the Alaska technical and vocational education program
31 established in AS 23.15.820 - 23.15.850;

1 (2) facilitate the development of a statewide policy for a coordinated
 2 and effective technical and vocational education training system in this state and, to
 3 the extent authorized by federal and state law, plan and coordinate federal, state, and
 4 local efforts in technical and vocational education programs;

5 (3) adopt regulations under AS 44.62 (Administrative Procedure Act)
 6 to carry out the purposes of AS 23.15.820 - 23.15.850, including regulations that set
 7 standards for the percentage of a grant that may be used for administrative costs; the
 8 regulations must clearly identify and distinguish between expenses that may be
 9 included in administrative costs and those that may not be included in administrative
 10 costs; the percentage allowed for administrative costs may not exceed the lesser of five
 11 percent or the amount permitted under the requirements of a federal program, if
 12 applicable;

13 (4) administer the grant program under AS 23.15.840 and establish
 14 grant administration requirements including accounting procedures that apply to
 15 qualified entities and their grantees;

16 **(5) facilitate the development and implementation of a statewide**
 17 **policy and procedure that provides for the acceptance of credit or hours toward a**
 18 **degree or technical program offered by a vocational or technical training center**
 19 **in the state for an applicant who provides satisfactory evidence of successful**
 20 **completion of relevant military education, training, or service as a member of the**
 21 **armed forces of the United States, the United States Reserves, the National**
 22 **Guard of any state, the Military Reserves of any state, or the Naval Militia of any**
 23 **state.**

24 * **Sec. 5.** The uncodified law of the State of Alaska is amended by adding a new section to
 25 read:

26 **MILITARY EDUCATION, TRAINING, AND SERVICE CREDIT: TRANSITION.**
 27 The Department of Commerce, Community, and Economic Development and applicable
 28 boards may immediately adopt regulations during regularly scheduled meetings that are
 29 necessary to implement AS 08.01.064, added by sec. 1 of this Act, except that the effective
 30 date of the regulations may not be earlier than the effective date of secs. 1 - 4 of this Act.

31 * **Sec. 6.** Sections 1 - 4 of this Act take effect December 31, 2014.

1

* **Sec. 7.** Section 5 of this Act takes effect immediately under AS 01.10.070(c).

*Adopted
3/22/13*

28-LS0357U
Mischel
3/21/13

CS FOR HOUSE BILL NO. 84(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-EIGHTH LEGISLATURE - FIRST SESSION

BY THE HOUSE FINANCE COMMITTEE

Offered:
Referred:

Sponsor(s): REPRESENTATIVES SADDLER, Thompson, Lynn, Kawasaki, Feige, Millett, LeDoux, Kreiss-Tomkins, Isaacson, Holmes, Herron, Tarr

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to applying military education, training, and service credit to
2 occupational licensing and certain postsecondary education and employment training
3 requirements; providing for a temporary occupational license for qualified military
4 service members; and providing for an effective date."

5 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

6 * **Section 1.** AS 08.01 is amended by adding a new section to read:

7 **Sec. 08.01.064. Military education, training, and service credit; temporary**
8 **license.** (a) Notwithstanding another provision of law, the department or applicable
9 board shall accept military education, training, and service for some or all of the
10 qualifications otherwise required of an applicant for a license or certificate issued
11 under this chapter if

12 (1) the department or applicable board determines that the military
13 education, training, and service is substantially equivalent to some or all of the
14 qualifications otherwise required of an applicant for a license or certificate issued

1 under this chapter; and

2 (2) the applicant provides satisfactory evidence of successful
3 completion of the education, training, or service as a member of the armed forces of
4 the United States, the United States Reserves, the National Guard of any state, the
5 Military Reserves of any state, or the Naval Militia of any state.

6 (b) If the department issues temporary licenses or certificates as authorized by
7 the department or applicable board under AS 08.01.050(a)(9), the department or
8 applicable board shall issue a temporary license or certificate to a person who

9 (1) applies to the department or applicable board in a manner
10 prescribed by the department or board;

11 (2) meets the requirements in AS 08.01.063(a)(3) - (6); and

12 (3) while in the armed forces of the United States or any state, as
13 described in (a) of this section,

14 (A) held a current license or certificate in another state, district,
15 or territory of the United States, practiced in the area of the license or
16 certificate, and maintained the license or certificate in active status before and
17 at the time of application for a license or certificate under this subsection; or

18 (B) was awarded a degree, diploma, or certificate by a branch
19 of the armed forces of the United States or any state, as described in (a) of this
20 section, that met standards for an equivalent license or a certificate of technical
21 training.

22 (c) The department or applicable board shall expedite the procedure for
23 issuance of a license or certificate under (b) of this section for an applicant who is on
24 active duty.

25 (d) A license or certificate issued under (b) of this section is valid for 180 days
26 and may be extended at the discretion of the department or applicable board for one
27 additional 180-day period if the holder of the license or certificate applies for an
28 extension on a form approved by the department or applicable board.

29 (e) The department or applicable board may adopt regulations necessary to
30 implement this section.

31 * **Sec. 2.** AS 14.40.210 is amended by adding a new subsection to read:

1 (c) The president of the University of Alaska shall implement a policy and
2 procedure for the acceptance of academic credit toward a degree or technical program
3 offered by the university if an applicant provides satisfactory evidence of successful
4 completion of relevant military education, training, or service as a member of the
5 armed forces of the United States, the United States Reserves, the National Guard of
6 any state, the Military Reserves of any state, or the Naval Militia of any state.

7 * **Sec. 3.** AS 14.48.060(b) is amended to read:

8 (b) A postsecondary educational institution must be maintained and operated,
9 or, in the case of a new institution, must demonstrate that it can be maintained and
10 operated, so that

11 (1) the quality and content of each course or program of instruction,
12 training, or study are such as may reasonably and adequately achieve the stated
13 objective for which the course or program is offered;

14 (2) the institution has or has access to adequate space, equipment,
15 instructional materials, and personnel where applicable to achieve the stated objective
16 of the course or program of study and to provide education of good quality;

17 (3) the education or experience qualifications of directors,
18 administrators, supervisors, and instructors are such as may reasonably ensure that the
19 students will receive education consistent with the objectives of the course or program
20 of study;

21 (4) the institution provides a catalog or brochure containing
22 information describing the programs offered, program objectives, length of program,
23 schedule of tuition, fees, and all other charges and expenses necessary for completion
24 of the course of study, cancellation and refund policies, and other material facts
25 concerning the institution and the program or course of instruction that are reasonably
26 likely to affect the decision of the student to enroll, together with any other disclosures
27 specified by the commission by regulation; and that this information is provided to
28 prospective students before enrollment;

29 (5) upon satisfactory completion of training, the student is given
30 appropriate educational credentials by the institution, indicating that the course of
31 instruction or study has been satisfactorily completed by the student;

1 (6) adequate records are maintained by the institution to show
2 attendance, progress, or grades, and that satisfactory standards are enforced relating to
3 attendance, progress, and performance;

4 (7) the institution is maintained and operated in compliance with all
5 pertinent ordinances and laws relating to the safety and health of persons on [UPON]
6 the premises of the institution;

7 (8) the institution is financially sound and capable of fulfilling its
8 commitments to students;

9 (9) neither the institution nor its agents engage in advertising, sales,
10 collection, credit, or other practices which are false, deceptive, misleading, or unfair;

11 (10) the chief executive officer, trustees, directors, owners,
12 administrators, supervisors, staff, and instructors of the institution are of good
13 reputation and character and have not been convicted of a violation of AS 14.48.020
14 or 14.48.150 or AS 45.50.471 - 45.50.561 or a comparable law in another state or
15 province;

16 (11) the student housing owned, maintained, or approved by the
17 institution is appropriate, safe, and adequate;

18 (12) the institution has a fair and equitable cancellation and refund
19 policy; [AND]

20 (13) the charges set by the institution for tuition, fees, books, and
21 supplies are fair and equitable; and

22 (14) the institution accepts military education, training, or service
23 credit or hours toward a degree or technical program offered by the institution if

24 (A) the institution otherwise accepts transfer credits or
25 hours; and

26 (B) the credit or hours transfer process meets the
27 requirements of the accrediting body of the institution or the commission.

28 * Sec. 4. AS 23.15.820(a) is amended to read:

29 (a) The Alaska Workforce Investment Board shall

30 (1) administer the Alaska technical and vocational education program
31 established in AS 23.15.820 - 23.15.850;

1 (2) facilitate the development of a statewide policy for a coordinated
2 and effective technical and vocational education training system in this state and, to
3 the extent authorized by federal and state law, plan and coordinate federal, state, and
4 local efforts in technical and vocational education programs;

5 (3) adopt regulations under AS 44.62 (Administrative Procedure Act)
6 to carry out the purposes of AS 23.15.820 - 23.15.850, including regulations that set
7 standards for the percentage of a grant that may be used for administrative costs; the
8 regulations must clearly identify and distinguish between expenses that may be
9 included in administrative costs and those that may not be included in administrative
10 costs; the percentage allowed for administrative costs may not exceed the lesser of five
11 percent or the amount permitted under the requirements of a federal program, if
12 applicable;

13 (4) administer the grant program under AS 23.15.840 and establish
14 grant administration requirements including accounting procedures that apply to
15 qualified entities and their grantees;

16 **(5) facilitate the development and implementation of a statewide**
17 **policy and procedure that provides for the acceptance of credit or hours toward a**
18 **degree or technical program offered by a vocational or technical training center**
19 **in the state for an applicant who provides satisfactory evidence of successful**
20 **completion of relevant military education, training, or service as a member of the**
21 **armed forces of the United States, the United States Reserves, the National**
22 **Guard of any state, the Military Reserves of any state, or the Naval Militia of any**
23 **state.**

24 * **Sec. 5.** The uncodified law of the State of Alaska is amended by adding a new section to
25 read:

26 **MILITARY EDUCATION, TRAINING, AND SERVICE CREDIT: TRANSITION.**
27 The Department of Commerce, Community, and Economic Development and applicable
28 boards may immediately adopt regulations during regularly scheduled meetings that are
29 necessary to implement AS 08.01.064, added by sec. 1 of this Act, except that the effective
30 date of the regulations may not be earlier than the effective date of secs. 1 - 4 of this Act.

31 * **Sec. 6.** Sections 1 - 4 of this Act take effect December 31, 2014.

1

* **Sec. 7.** Section 5 of this Act takes effect immediately under AS 01.10.070(c).

E-Mail from Sara Chambers – Professional Licensing Operations Manager, DCCED

Follow up to House Finance Committee Questions on HB 84 – Military Training Credit/Temp License

Dear Rep. Saddler:

I was in the House Finance Committee audience today and would like to provide you with a response to some of the concerns regarding HB 84 that were raised by members:

Does the division use Skype or online teleconferencing to accommodate meetings? (Rep. Wilson)

Boards regularly teleconference using an audio bridge. Skype is not allowable software on state computing equipment, so the division is researching additional web conferencing options.

The fiscal note to accommodate board meetings seems excessive given today's technology. (Rep. Thompson)

Boards and commissions regularly hold meetings via teleconference to expedite business and as a cost-saving measure. The fiscal note represents the potential for boards to determine that face-to-face meetings on this potentially complex topic are required to produce the best regulatory outcome. Without informed and engaged deliberation by board members, a greater opportunity for boards to piecemeal determination of "substantial equivalency" exists, which could result in further increased costs and delays in licensure.

Would a delayed effective date result in a zero fiscal note? (Rep. Thompson)

The division has determined that a December 31, 2014, effective date would allow the determination of "substantial equivalency" to be woven into existing board meeting schedules and regulation projects and negate the costs proposed in the fiscal note.

Concern was raised over the phrasing of "held a current license." (Rep. Guttenberg)

The phrase "held a current license" is followed by the requirement to have "practiced in the area of the license" and "maintained the license...in active status before and at the time of application for a license under this subsection...." The division interprets this phrasing to require an active license or certificate in another state at the time the candidate applies for licensure under proposed AS 08.01.064(b)(3)(A). If the candidate is applying under proposed AS 08.01.064(b)(3)(B), the credentials need only meet the standard of equivalency, not a standard for currency.

Please identify the affected boards acronyms. (Rep. Munoz)

The boards that have been identified as affected by this bill are:

- BAH - Board of Barbers and Hairdressers
- CHI - Board of Chiropractic Examiners
- CSW - Board of Social Work Examiners
- DEN - Board of Dental Examiners
- MFT - Board of Marital and Family Therapists
- MED - State Medical Board
- NUR - Board of Nursing
- PHA - Board of Pharmacy
- PHYS - State Physical Therapy and Occupational Therapy Board
- PYSCH - Board of Psychologist and Psychological Associate Examiners

Page 2

Programs regulated by the department that are affected by this bill:

Audiologists
Speech-Language Pathologists
Guardians and Conservators
Nursing Home Administrators

Please contact me if you have any additional questions. I will also be present to answer any questions at the next committee meeting for which this bill is scheduled.

Sincerely,

Sara Chambers

Professional Licensing Operations Manager
Division of Corporations, Business and Professional Licensing
Alaska Dept. of Commerce, Community and Economic Development

P.O. Box 110806
333 Willoughby Avenue, Juneau, AK 99801-0806
907/465-2144
907/465-2974 FAX
sara.chambers@alaska.gov
www.commerce.alaska.gov/occ

ALASKA STATE LEGISLATURE

Session:
State Capitol
Juneau, AK 99801-1182
Phone: (907) 465-3783
Fax: (907) 465-2293
Toll Free: (877) 460-3783



Interim:
12641 Old Glenn Hwy., Ste. 201
Eagle River, AK 99577
Phone: (907) 622-3783
Fax: (907) 694-1015
Toll Free: (877) 460-3783

REPRESENTATIVE DAN SADDLER

HB 84

Available for Questions

1. **Greg Cashen**, Asst. Commissioner, Labor & Workforce Development, will be available in-person to answer questions
2. **Paula Scavera**, Special Asst. to the Commissioner, Labor & Workforce Development, will be available in-person to answer questions
3. **Jeff Selvey**, Executive Director, Alaska Workforce Investment Board, Labor & Workforce Development, will be available in-person to answer questions
4. **Sara Chambers**, Professional Licensing Operations Manager, Division of Corporations, Business and Professional Licensing, will be available in-person to answer questions
5. **Aaron Schroeder**, Veterans Caucus, will be available in-person to answer questions

Expected Witnesses to Testify

1. **Chris Christensen**, Vice President for State Relations, University of Alaska, will be in-person
2. **Mark San Souci**, Regional Liaison Northwest, Department of Defense State Liaison Office (via off-net)

ALASKA STATE LEGISLATURE

Session:
State Capitol
Juneau, AK 99801-1182
Phone: (907) 465-3783
Fax: (907) 465-2293
Toll Free: (877) 460-3783



Interim:
12641 Old Glenn Hwy., Ste. 201
Eagle River, AK 99577
Phone: (907) 622-3783
Fax: (907) 694-1015
Toll Free: (877) 460-3783

REPRESENTATIVE DAN SADDLER

Sponsor Statement

House Bill 84

"An Act relating to applying military education, training, and service credit to occupational licensing and certain postsecondary education and employment training requirements; providing for a temporary occupational license for qualified military service members; and providing for an effective date."

According to the Department of Defense, the September 2012, jobless rate for post-9/11 veterans was 9.9% with young male Veterans (ages 18 to 24) experiencing an unemployment rate of 18.1%. Last year, Alaska had over 1200 service members separate from the military from our posts and bases. These are 1200 potential workers who could contribute to our state's economy. It is our responsibility to assist their transition into our work force swiftly and appropriately.

Our nation's military is one of the most highly trained in the world. These men and women who undertake this challenge face unique challenges and sacrifice many things that the general population does not. We owe it to our men and women to ensure that their distinctive set of skills do not go to waste once they separate from the military. These highly trained individuals deserve to remain productive members of society and to be able to provide for their families.

HB 84 requires the Division of Professional Licensing, University of Alaska and vocational educational facilities to examine the credentials of related military experience. Relevant military experience would be credited for licensing requirements and educational credit would be granted for appropriate training.

In the last 10 years our military has seen record numbers of deployments. HB 84 is one way we can show our thanks and allow our service members the opportunity to create positive and productive futures.

I would appreciate your support for House Bill 84.

ALASKA STATE LEGISLATURE

Session:
State Capitol
Juneau, AK 99801-1182
Phone: (907) 465-3783
Fax: (907) 465-2293
Toll Free: (877) 460-3783



Interim:
12641 Old Glenn Hwy., Ste. 201
Eagle River, AK 99577
Phone: (907) 622-3783
Fax: (907) 694-1015
Toll Free: (877) 460-3783

REPRESENTATIVE DAN SADDLER

Sectional Analysis HB 84

“An Act applying military education, training, and service credit to occupational licensing and certain postsecondary education requirements; and providing for a temporary occupational license for a qualified military service members.”

Section 1: Military education, training, and service credit; temporary license.

- (a) Credit will be given for military education and training to an applicant who is applying for an occupational license if determined by the applicable board.
- (b) Requires the department to issue a temporary license if the applicant meets current statutory requirements and while on active duty:
 - a. held a current license in another state and has maintained that license, or
 - b. holds an equivalent military license or certificate of technical training
- (c) Applications for active duty members who hold a current license will be expedited.
- (d) temporary licenses will be valid for 180 days and maybe extended once with the approval of the department

Sec. 2: Adds a new subsection: University of Alaska

- (c) The president of the University of Alaska shall implement a policy to accept academic credit toward a degree or technical program if an applicant provides satisfactory evidence of relevant military education, training or service.

Sec. 3: Adds a new subsection: Post-Secondary Education Commission

(14) The commission shall implement policies and procedures that require a postsecondary education institution to accept academic credit toward a degree or technical program if an applicant provides satisfactory evidence of relevant military education, training or service.

Sec. 4: Adds a new subsection: Alaska Workforce Investment Board

(5) The Alaska Workforce Investment Board shall implement a statewide policy that requires a vocational training center to accept academic credit toward a degree if an applicant provides satisfactory evidence of relevant military education, training or service.

Sec. 5: Adds a new Subsection:

Department of Commerce, Community, and Economic Development may promulgate regulations immediately.

Sec. 6.

Sections 1-4 regulations take effect December 31, 2013

Sec. 7.

Section 5 takes effect immediately



READINESS AND FORCE
MANAGEMENT

OFFICE OF THE ASSISTANT SECRETARY OF DEFENSE
4000 DEFENSE PENTAGON
WASHINGTON, D.C. 20301-4000

February 11, 2013

The Honorable Dan Saddler
Alaska House of Representatives
State Capitol Room 104
Juneau, AK 99801

Dear Representative Saddler:

On behalf of the Department of Defense, we want to thank you for your sponsorship of House Bill 84. This effort will greatly aid separating Service members who move back to Alaska upon military separation or retirement with gaining academic credit and occupation licensing as they transition to civilian life.

This issue, one of our top priorities for 2013, is one of the key elements of the Veterans Employment Initiative of the current Administration. The policy as currently represented in House Bill 84 will enable Alaska to join 23 other states also providing this kind of help to our separating Service members; and since Alaska had 1,231 Service members move back to the state in Fiscal Year 2012, the academic and occupational licensing help your policy change provides will have significant personal impact for many.

Aided by your leadership in the House of Representatives, the Alaska legislature has been a champion in addressing a number of key military family issues for the past six years. We intend, principally through our Regional Liaison for the Northwest, Mark San Souci, to provide as much information and support as possible as this policy initiative moves forward in upcoming hearings. However, if you have questions or need my assistance, please contact me at (571) 372-5321, or at ed.kringer@osd.mil.

With Alaska's continued dedication to our military, our Service members can complete their missions, overseas and at home, knowing you are taking care of their families.

Sincerely,

A handwritten signature in black ink, appearing to be "Ed Kringer", written over a large, stylized circular mark.

Ed Kringer
Director
State Liaison & Educational Opportunity

cc:

Mr. Mark B. San Souci, Northwest Regional State Liaison (WA, AK, ID, OR)

Testimony by Mark San Souci, February 18, 2013

Alaska House Labor & Commerce Committee on HB 84

Mister Chair and committee, thank you for this opportunity to express Department of Defense support for the veterans credit House Bill 84. My name is Mark San Souci, Department of Defense Regional Liaison for Military Families for the Northwest, working for the Deputy Assistant Secretary of Defense for Military Family & Community Policy. I'm sorry I can't be there in person today, but since DoD has frozen its travel budget, I hope to be able to visit for future hearings on this issue.

Last year this committee passed this same legislation sponsored by Rep Thomas, as HB 282....passing the full house unanimously on February 1st. Unfortunately, it languished on the senate floor on April 15th and Sine Die came and went without final passage...

Two years ago, the Department of Defense began supporting efforts in the states to ask states to give separating Service members credit, so that they may not be held back from finding employment or finishing a degree.

As of September 2012, 736 thousand Veterans were unemployed and the jobless rate for post-9/11 veterans was 9.9 %, with young male Veterans (ages 18 to 24) experiencing an unemployment rate of 18.1%.

In the past two years, 25 states enacted new laws to help grant our veterans credit towards licensing and/or academic credit. So far for the 2013 session, there are 24 bills in 18 more states resembling the one before you today that we ask you to support.

It is important to reemphasize that you know we are not asking for direct licensure if it is not equivalent. In cases where the regulatory agency or board determines partial credit but it saves time and expense and helps get them there, even if not completely, that is what we seek. We only seek credit where credit is due.

A couple of other points to consider: You and I have *already* paid for this veteran's training within the DoD schools and with years of experience while serving our Nation with our *federal* tax dollars.

Also, the more credit given to a veteran towards licensing or a degree or certification, the more school slots can be made available to civilians, especially in programs where there may be waiting lists to get in.

The Department of Defense is doing its part, working feverishly with the US Department of Labor to link service transcripts of military occupations with civilian to private sector licensure requirements, while also asking state regulatory authorities in six pilot states - WA, IL, MD, NY, VA, and CO, to review select military occupations to determine whether the training and experience are sufficient to be useful in rendering licensing credit in a given occupation.

The Department of Defense recognizes that if we are going to ask credentialing bodies to evaluate military training and experience, we have to make it easier for them to do so, minimizing any fiscal impact.

First, there are currently different Service transcripts that record the training, experience, and education received by Service members. We are working with the Services and with credentialing organizations to see how we can better standardize the information and make it more understandable to non-military audiences.

Second, since some credentials require an individual to have completed an approved or accredited training program, we are determining which credentials related to military occupations require training program approval or accreditation and identify methods of facilitating this.

Finally, a key aspect of providing accrediting and credentialing agencies the ability to assess military training is making the training programs of instruction (POIs) available to them for review. Currently, the Services each have their own policies and procedures related to development and maintenance of POIs and there is no centralized location for agencies to access them. Ensuring POIs have some degree of standardization and are more easily accessible to accrediting and credentialing agencies and educational institutions will make it easier for them to assess whether the military training courses meet their criteria.

For federally-regulated occupations, steps have recently been put in place to overcome these obstacles. The recently enacted Veteran Skills to Jobs Act of 2012 now requires federal agencies that issue licenses to consider any veteran trained in the same field to have received instruction enough to meet federal requirements. This means that the various federal agencies, which issue between 80 to 100 licenses relevant to military training, can now issue veterans qualifying licenses without the veteran having to re-qualify on the civilian side.

Some of the licenses include air-traffic controllers, aircraft mechanics and technicians, flight engineers, hospital corpsmen, ship or boat captains, radio operators, ship engineers, and the like...

And finally, DoD has just announced the Joint Service Transcript, the JST...a common "purple" transcript generic to all the military services meant to ease the burden of translating one service's coding and descriptions of courses and training from another on the evaluation of academic transcripts, on February 4th, and available on March 1st! The JST will be an official transcript tool that validates and documents the recommended college credits for professional military education, training courses and occupational experience of service members and veterans. This unified and standardized document will make it easier for institutions to review and articulate these credits as appropriate.

As you very well know, Alaska is home to thousands of veterans, and is a desired location for separating and retiring military members when choosing where to live after leaving the military. A 2012 Defense Manpower Data Center

Study reported that Alaska had 1,231 military separate or retire back to Alaska in Fiscal Year 2012.

At around 1,231 annually, we can expect that highly qualified ex-military people will continue to enjoy Alaska's quality of life, and many will continue to choose Alaska when transitioning into civilian careers.

We ask this committee and this legislature in Alaska to join the other states and rising now in session and considering this help for our veterans, along with those that did it in 2012.

Thank you for taking up this issue, and for your consideration. I stand by for any questions you may have.