THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2038 Session of 2018

INTRODUCED BY TOPPER, BERNSTINE, V. BROWN, CHARLTON, D. COSTA, FARRY, GABLER, A. HARRIS, PHILLIPS-HILL, JOZWIAK, KAUFER, KINSEY, MILLARD, MURT, ROZZI, SACCONE, SAYLOR, STAATS, TALLMAN, WARD, WATSON AND ZIMMERMAN, FEBRUARY 5, 2018

REFERRED TO COMMITTEE ON VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, FEBRUARY 5, 2018

AN ACT

1 2 3 4 5	Amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in professional and occupational licenses, further providing for definitions, providing for a policy for the award of academic credit for military training and making editorial changes.
6	The General Assembly of the Commonwealth of Pennsylvania
7	hereby enacts as follows:
8	Section 1. The heading of Chapter 75 of Title 51 of the
9	Pennsylvania Consolidated Statutes is amended to read:
_0	CHAPTER 75
1	[PROFESSIONAL AND OCCUPATIONAL LICENSES]
_2	CREDIT FOR MILITARY TRAINING
_3	Section 2. Chapter 75 of Title 51 is amended by adding a
4	subchapter heading to read:
. 5	SUBCHAPTER A
. 6	PRELIMINARY PROVISIONS
_7	Section 3. Section 7501 of Title 51 is amended by adding
8 ـ	definitions to read:

- 1 § 7501. Definitions.
- 2 The following words and phrases when used in this chapter
- 3 shall have the meanings given to them in this section unless the
- 4 context clearly indicates otherwise:
- 5 "Community college." An institution created under any of the
- 6 following:
- 7 (1) Article XIX-A of the act of March 10, 1949 (P.L.30,
- 8 No.14), known as the Public School Code of 1949.
- 9 (2) The act of August 24, 1963 (P.L.1132, No.484), known
- 10 as the Community College Act of 1963.
- "Educational institution." Any of the following:
- 12 <u>(1) A community college.</u>
- 13 (2) A public institution of higher learning.
- 14 <u>(3) A State-owned institution.</u>
- 15 (4) A State-related institution.
- 16 * * *
- 17 "Public institution of higher learning." A public
- 18 institution licensed or registered under the act of December 15,
- 19 1986 (P.L.1585, No.174), known as the Private Licensed Schools
- 20 Act, and approved to offer a program culminating in an associate
- 21 in specialized business degree or an associate in specialized
- 22 technology degree.
- 23 <u>"State-owned institution."</u> An institution which is part of
- 24 the State System of Higher Education under Article XX-A of the
- 25 Public School Code of 1949.
- 26 <u>"State-related institution."</u> Any of the following:
- 27 <u>(1) The Pennsylvania State University.</u>
- 28 (2) The University of Pittsburgh.
- 29 <u>(3) Temple University.</u>
- 30 (4) Lincoln University.

- 1 (5) A branch campus of any of the institutions listed
- 2 under this definition.
- 3 * * *
- 4 Section 4. Chapter 75 of Title 51 is amended by adding a
- 5 subchapter heading to read:
- 6 <u>SUBCHAPTER B</u>
- 7 PROFESSIONAL AND OCCUPATIONAL LICENSES
- 8 Section 5. Section 7502 of Title 51 is renumbered to read:
- 9 § [7502] $\underline{7521}$. Retention of licenses and certifications of
- 10 persons entering military service.
- 11 (a) General rule. -- Any person licensed or certified by the
- 12 Department of State, Department of Labor and Industry,
- 13 Department of Education, Insurance Department, Department of
- 14 Banking or the Municipal Police Officers' Education and Training
- 15 Commission or pursuant to the act of October 10, 1974 (P.L.705,
- 16 No.235), known as the Lethal Weapons Training Act, to practice
- 17 any profession or to work at any trade or occupation, who
- 18 heretofore has or shall thereafter enlist or be inducted or
- 19 drafted into the military or naval service of the United States
- 20 in time of war or preparation for national defense during a
- 21 national emergency, shall not thereby forfeit his or her current
- 22 license or registration and shall be exempt from any continuing
- 23 educational requirements or in-service training requirements.
- 24 (b) Renewal of license or certification following
- 25 discharge. -- A person shall, after presentation of a discharge
- 26 from service described under subsection (a) within one year from
- 27 the date of discharge and payment of the fee prescribed by law
- 28 for the current renewal period only, be entitled to a renewal of
- 29 his or her license, certification or registration in the same
- 30 manner as though:

- 1 (1) The renewal had been made prior to the expiration of
- 2 his or her last preceding renewal.
- 3 (2) All intermediate renewal fees had been paid.
- 4 (3) All continuing education or in-service training
- 5 requirements have been satisfied.
- 6 (c) Exemptions. -- A veteran's military service, education,
- 7 training and service experience shall be taken into
- 8 consideration by the entities listed under subsection (a) to
- 9 determine whether a licensing or certification requirement has
- 10 been met by or can otherwise be waived by reason of that
- 11 military service, education, training or experience. The veteran
- 12 shall only be required to meet a licensing or certification
- 13 requirement which has not been met by or waived under this
- 14 subsection.
- 15 Section 6. Section 7503.1 of Title 51 is amended to read:
- 16 § [7503.1] <u>7522</u>. Applicability of [chapter] <u>subchapter</u>.
- 17 The Pennsylvania Supreme Court may extend this [chapter]
- 18 <u>subchapter</u> to those licensed to practice law in this
- 19 Commonwealth.
- 20 Section 7. Chapter 75 of Title 51 is amended by adding a
- 21 subchapter to read:
- 22 <u>SUBCHAPTER C</u>
- 23 ACADEMIC CREDIT
- 24 <u>Sec.</u>
- 25 7531. Policy for the award of academic credit for military
- training.
- 27 § 7531. Policy for the award of academic credit for military
- 28 <u>training</u>.
- 29 (a) Adoption. -- The Department of Education shall adopt a
- 30 policy for the award of academic credit to a student enrolled in

- 1 an educational institution who has successfully completed a
- 2 military training course or program as part of the student's
- 3 military service that is applicable to the student's certificate
- 4 <u>of degree requirements and is:</u>
- 5 (1) recommended for academic credit by a national higher
- 6 <u>education association that provides academic credit</u>
- 7 <u>recommendations for military training courses or programs;</u>
- 8 (2) noted on the student's military transcript issued by
- 9 any of the armed forces of the United States, including a
- 10 reserve component or National Guard; or
- 11 (3) otherwise documented in writing by any of the armed
- forces of the United States, including a reserve component or
- 13 <u>National Guard.</u>
- 14 <u>(b) Duties.--The Department of Education shall:</u>
- 15 (1) develop a procedure for each educational institution
- 16 <u>to receive the documentation necessary to identify and verify</u>
- 17 the military training course or program for which the student
- has applied for academic credit; and
- 19 (2) develop, maintain and disseminate to each
- 20 educational institution a list of military training courses
- 21 and programs that the Department of Education has deemed
- 22 gualified for the award of academic credit.
- 23 (c) Provision of copy.--Each educational institution shall
- 24 provide a copy of the Department of Education's policy for the
- 25 award of academic credit for military training courses or
- 26 programs to each student applicant.
- 27 Section 8. This act shall take effect in 60 days.