

FIFTY-FOURTH LEGISLATURE  
FIRST SESSION, 2019

HB 530/a

March 14, 2019

Mr. President:

Your **PUBLIC AFFAIRS COMMITTEE**, to whom has been referred

**HOUSE BILL 530, as amended**

has had it under consideration and reports same with recommendation that it **DO PASS**, amended as follows:

1. Strike all items of House Floor Amendment number 1.
2. On page 1, line 12, strike "CERTAIN" and insert in lieu thereof "TEACHING,".
3. On page 1, line 16 through page 3, line 7, strike Section 1 in its entirety and insert in lieu thereof the following sections:

"SECTION 1. Section 22-10A-12.1 NMSA 1978 (being Laws 2018, Chapter 8, Section 1) is amended to read:

"22-10A-12.1. EXPEDITED LICENSURE--MILITARY SERVICE MEMBERS  
[AND], SPOUSES AND DEPENDENTS--WAIVER OF FEES--VETERANS.--

A. The department shall, [~~as soon as practicable~~] no later than thirty days after a military service member [~~the spouse of a military service member~~] or a veteran with a valid and current [~~or an expired~~] license from another jurisdiction files an application, and provides all of the documents required for the application, for a license:

- (1) process the application; and
- (2) issue a license to a qualified applicant who submits satisfactory evidence that demonstrates the required competencies and meets other requirements and qualifications for the license for which the teacher applies, including clearance of the required background check. The local superintendent may require a mentorship period for the licensee if the local superintendent deems

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it necessary. A teacher who holds an out-of-state license may apply for a lower level license if the teacher does not meet the requirements for the higher level.

B. A license issued pursuant to this section shall not be renewed unless the license holder satisfies the requirements for the issuance and the renewal of the license for which the teacher applies. Upon the issuance of a license pursuant to this section, the department shall notify the license holder of the requirements for renewing the license in writing.

C. A military service member who is issued a license pursuant to this section shall not be charged a licensing fee for the first three years a license issued pursuant to this section is valid.

~~[C.]~~ D. A license issued pursuant to this section to an applicant with an expired license shall not be valid for more than one year.

~~[D.]~~ E. As used in this section:

(1) "military service member" means a person who is:

(a) serving in the armed forces of the United States or in an active reserve component of the armed forces of the United States, including the national guard;

(b) the spouse of a person who is serving in the armed forces of the United States or in an active reserve component of the armed forces of the United States, including the national guard; or

(c) the child of a person who is serving in the armed forces of the United States or in an active reserve component of the armed forces of the United States, including the national guard; provided that child is also a dependent of that person for federal income tax purposes;

(2) "veteran" means a person who has received an honorable discharge or separation from military service in the armed

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forces of the United States or in an active reserve component of the armed forces of the United States, including the national guard."

**SECTION 2.** Section 61-1-34 NMSA 1978 (being Laws 2013, Chapter 33, Section 1) is amended to read:

"61-1-34. EXPEDITED LICENSURE--MILITARY SERVICE MEMBERS, [AND] SPOUSES AND DEPENDENTS--WAIVER OF FEES--VETERANS.--

A. A state agency, board or commission that issues an occupational or professional license pursuant to Chapter 61 [~~Articles 2 through 34~~] NMSA 1978 shall, [~~as soon as practicable~~] no later than thirty days after a military service member [~~the spouse of a military service member or a recent veteran~~] files an application, and provides all of the documents required for the application, for a license accompanied by the required fees:

(1) process the application; and

(2) issue a license to a qualified applicant who submits satisfactory evidence that the applicant holds a license that is current and in good standing, issued by another jurisdiction, including a branch of the armed forces of the United States, [~~that~~] and has met [~~the~~] minimal licensing requirements that are substantially equivalent to the licensing requirements for the occupational or professional license that the applicant applies for pursuant to Chapter 61 [~~Articles 2 through 34~~] NMSA 1978.

B. A license issued pursuant to this section is not a provisional license and [~~must~~] shall confer the same rights, privileges and responsibilities as a license issued pursuant to Chapter 61 [~~Articles 2 through 34~~] NMSA 1978.

C. A license issued pursuant to this section shall not be renewed unless the license holder satisfies the requirements for the issuance and [~~for~~] the renewal of a license pursuant to Chapter 61 [~~Articles 2 through 34~~] NMSA 1978. Upon the issuance of a license pursuant to this section, the issuing state agency, board or commission shall notify the license holder of the requirements for renewing the license in writing.

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~~[D. A state agency, board or commission that issues a license pursuant to Chapter 61 NMSA 1978 shall establish procedures necessary to implement this section by July 1, 2013, including rules for the renewal of licenses pursuant to Subsection C of this section.~~

~~E. This section applies only to an application for an occupational or professional license pursuant to Chapter 61 NMSA 1978 filed on or after July 1, 2013.]~~

D. A military service member who is issued a license pursuant to this section shall not be charged a licensing fee for the first three years a license issued pursuant to this section is valid.

~~[F.]~~ E. As used in this section,

~~[(1)]~~ "military service member" means a person who is:

(1) serving in the armed forces of the United States or in an active reserve component of the armed forces of the United States, including the national guard; [and]

(2) the spouse of a person who is serving in the armed forces of the United States or in an active reserve component of the armed forces of the United States, including the national guard; or

(3) the child of a person who is serving in the armed forces of the United States or in an active reserve component of the armed forces of the United States, including the national guard; provided that child is also a dependent of that person for federal income tax purposes

~~[(2) "recent veteran" means a person who has received an honorable discharge or separation from military service within the two years immediately preceding the date the person applied for an occupational or professional license pursuant to this section]."~~

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4. Renumber the succeeding section accordingly..

Respectfully submitted,

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Gerald Ortiz y Pino, Chairman

Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_  
(Chief Clerk) (Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 5 For 0 Against  
Yes: 5  
No: 0  
Excused: Brandt, Ingle  
Absent: None

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