

HB3295



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB3295

Introduced 2/17/2023, by Rep. Harry Benton

SYNOPSIS AS INTRODUCED:

20 ILCS 5/5-715

Amends the Department of Professional Regulation Law of the Civil Administrative Code of Illinois. In a provision concerning expedited licensure for service members and spouses, provides that a department shall waive any application, examination, or licensure fee for a service member or the service member's spouse. Removes references to fees.

LRB103 29794 AMQ 56201 b

A BILL FOR

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Civil Administrative Code of Illinois is
5 amended by changing Section 5-715 as follows:

6 (20 ILCS 5/5-715)

7 Sec. 5-715. Expedited licensure for service members and
8 spouses.

9 (a) In this Section, "service member" means any person
10 who, at the time of application under this Section, is an
11 active duty member of the United States Armed Forces or any
12 reserve component of the United States Armed Forces, the Coast
13 Guard, or the National Guard of any state, commonwealth, or
14 territory of the United States or the District of Columbia or
15 whose active duty service concluded within the preceding 2
16 years before application.

17 (a-5) The Department of Financial and Professional
18 Regulation shall within 180 days after January 1, 2020 (the
19 effective date of Public Act 101-240) designate one staff
20 member as the military liaison within the Department of
21 Financial and Professional Regulation to ensure proper
22 enactment of the requirements of this Section. The military
23 liaison's responsibilities shall also include, but are not

1 limited to: (1) the management of all expedited applications
2 to ensure processing within 30 days after receipt of a
3 completed application; (2) coordination with all military
4 installation military and family support center directors
5 within this State, including virtual, phone, or in-person
6 periodic meetings with each military installation military and
7 family support center; and (3) training by the military
8 liaison to all directors of each division that issues an
9 occupational or professional license to ensure proper
10 application of this Section. At the end of each calendar year,
11 the military liaison shall provide an annual report
12 documenting the expedited licensure program for service
13 members and spouses, and shall deliver that report to the
14 Secretary of Financial and Professional Regulation and the
15 Lieutenant Governor.

16 (b) Each director of a department that issues an
17 occupational or professional license is authorized to and
18 shall issue an expedited license to a service member who meets
19 the requirements under this Section. Review and determination
20 of an application for a license issued by the department shall
21 be expedited by the department within 30 days after the date on
22 which the department receives all necessary documentation
23 required for licensure, including any required information
24 from State and federal agencies. An expedited license shall be
25 issued by the department to any service members meeting the
26 application requirements of this Section, regardless of

1 whether the service member currently resides in this State.
2 The service member shall apply to the department on forms
3 provided by the department. An application must include proof
4 that:

5 (1) the applicant is a service member;

6 (2) the applicant holds a valid license in good
7 standing for the occupation or profession issued by
8 another state, commonwealth, possession, or territory of
9 the United States, the District of Columbia, or any
10 foreign jurisdiction;

11 (2.5) the applicant meets the requirements and
12 standards for licensure through endorsement or reciprocity
13 for the occupation or profession for which the applicant
14 is applying;

15 (3) the applicant is assigned to a duty station in
16 this State, has established legal residence in this State,
17 or will reside in this State within 6 months after the date
18 of application for licensure;

19 (4) a complete set of the applicant's fingerprints has
20 been submitted to the Illinois State Police for statewide
21 and national criminal history checks, if applicable to the
22 requirements of the department issuing the license; the
23 applicant shall pay the fee to the Illinois State Police
24 or to the fingerprint vendor for electronic fingerprint
25 processing; no temporary occupational or professional
26 license shall be issued to an applicant if the statewide

1 or national criminal history check discloses information
2 that would cause the denial of an application for
3 licensure under any applicable occupational or
4 professional licensing Act;

5 (5) the applicant is not ineligible for licensure
6 pursuant to Section 2105-165 of the Civil Administrative
7 Code of Illinois; and

8 (6) the applicant has submitted an application for
9 full licensure, ~~and~~

10 ~~(7) the applicant has paid the required fee; fees~~
11 ~~shall not be refundable.~~

12 (c) Each director of a department that issues an
13 occupational or professional license is authorized to and
14 shall issue an expedited license to the spouse of a service
15 member who meets the requirements under this Section. Review
16 and determination of an application for a license shall be
17 expedited by the department within 30 days after the date on
18 which the department receives all necessary documentation
19 required for licensure, including information from State and
20 federal agencies. An expedited license shall be issued by the
21 department to any spouse of a service member meeting the
22 application requirements of this Section, regardless of
23 whether the spouse or the service member currently resides in
24 this State. The spouse of a service member shall apply to the
25 department on forms provided by the department. An application
26 must include proof that:

1 (1) the applicant is the spouse of a service member;

2 (2) the applicant holds a valid license in good
3 standing for the occupation or profession issued by
4 another state, commonwealth, possession, or territory of
5 the United States, the District of Columbia, or any
6 foreign jurisdiction;

7 (2.5) the applicant meets the requirements and
8 standards for licensure through endorsement or reciprocity
9 for the occupation or profession for which the applicant
10 is applying;

11 (3) the applicant's spouse is assigned to a duty
12 station in this State, has established legal residence in
13 this State, or will reside in this State within 6 months
14 after the date of application for licensure;

15 (4) a complete set of the applicant's fingerprints has
16 been submitted to the Illinois State Police for statewide
17 and national criminal history checks, if applicable to the
18 requirements of the department issuing the license; the
19 applicant shall pay the fee to the Illinois State Police
20 or to the fingerprint vendor for electronic fingerprint
21 processing; no temporary occupational or professional
22 license shall be issued to an applicant if the statewide
23 or national criminal history check discloses information
24 that would cause the denial of an application for
25 licensure under any applicable occupational or
26 professional licensing Act;

1 (5) the applicant is not ineligible for licensure
2 pursuant to Section 2105-165 of the Civil Administrative
3 Code of Illinois; and

4 (6) the applicant has submitted an application for
5 full licensure. ~~and~~

6 ~~(7) the applicant has paid the required fee; fees~~
7 ~~shall not be refundable.~~

8 (c-5) If a service member or his or her spouse relocates
9 from this State, he or she shall be provided an opportunity to
10 place his or her license in inactive status through
11 coordination with the military liaison. If the service member
12 or his or her spouse returns to this State, he or she may
13 reactivate the license in accordance with the statutory
14 provisions regulating the profession and any applicable
15 administrative rules. The license reactivation shall be
16 expedited and completed within 30 days after receipt of a
17 completed application to reactivate the license. A license
18 reactivation is only applicable when the valid license for
19 which the first issuance of a license was predicated is still
20 valid and in good standing. An application to reactivate a
21 license must include proof that the applicant still holds a
22 valid license in good standing for the occupation or
23 profession issued in another State, commonwealth, possession,
24 or territory of the United States, the District of Columbia,
25 or any foreign jurisdiction.

26 (d) All relevant experience of a service member or his or

1 her spouse in the discharge of official duties, including
2 full-time and part-time experience, shall be credited in the
3 calculation of any years of practice in an occupation or
4 profession as may be required under any applicable
5 occupational or professional licensing Act. All relevant
6 training provided by the military and completed by a service
7 member shall be credited to that service member as meeting any
8 training or education requirement under any applicable
9 occupational or professional licensing Act, provided that the
10 training or education is determined by the department to meet
11 the requirements under any applicable Act and is not otherwise
12 contrary to any other licensure requirement.

13 (d-5) A department shall waive any application,
14 examination, or licensure fee for a service member or the
15 service member's spouse under this Section.

16 (e) A department may adopt any rules necessary for the
17 implementation and administration of this Section ~~and shall by~~
18 ~~rule provide for fees for the administration of this Section.~~

19 (Source: P.A. 101-240, eff. 1-1-20; 102-384, eff. 1-1-22;
20 102-538, eff. 8-20-21; 102-813, eff. 5-13-22.)