

BILL ANALYSIS

Senate Research Center
86R22511 MAW-D

C.S.S.B. 1200
By: Campbell; Buckingham
Business & Commerce
4/22/2019
Committee Report (Substituted)

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

C.S.S.B. 1200 amends current law relating to the authority of certain military spouses to engage in a business or occupation in this state.

RULEMAKING AUTHORITY

Rulemaking authority is expressly granted to a state agency that issues a license in SECTION 1 (Section 55.0041, Occupations Code) of this bill.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Chapter 55, Occupations Code, by adding Section 55.0041, as follows:

Sec. 55.0041. RECOGNITION OF OUT-OF-STATE LICENSE OF MILITARY SPOUSE. (a) Authorizes a military spouse, notwithstanding any other law, to engage in a business or occupation for which a license is required without obtaining the applicable license if the spouse is currently licensed in good standing by another jurisdiction that has licensing requirements that are substantially equivalent to the requirements for the license in this state.

(b) Requires the military spouse, before engaging in the practice of the business or occupation, to:

(1) notify the applicable state agency of the spouse's intent to practice in this state; and

(2) submit to the agency proof of the spouse's residency in this state and a copy of the spouse's military identification card; and

(3) receive from the agency confirmation that:

(A) the agency has verified the spouse's license in the other jurisdiction; and

(B) the spouse is authorized to engage in the business or occupation in accordance with this section.

(c) Requires the military spouse to comply with all other laws and regulations applicable to the business or occupation in this state.

(d) Authorizes a military spouse to engage in the business or occupation under the authority of this section only for the period during which the military service member to whom the military spouse is married is stationed at a military installation in this state but not to exceed three years from the date the spouse receives the confirmation described by Subsection (b)(3).

(e) Requires a state agency that issues a license to adopt rules to implement this section. Requires the rules to establish a process for the agency to:

(1) identify, with respect to each type of license issued by the agency, the jurisdictions that have licensing requirements that are substantially equivalent to the requirements for the license in this state; and

(2) verify that a military spouse is licensed in good standing in a jurisdiction described by Subdivision (1).

SECTION 2. Requires a state agency to which Section 55.0041, Occupations Code, as added by this Act, applies to adopt rules to implement that section not later than December 1, 2019.

SECTION 3. Effective date: September 1, 2019.