

AMENDED IN SENATE JUNE 25, 2012

AMENDED IN ASSEMBLY MARCH 5, 2012

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1588**

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**Introduced by Assembly Member Atkins**  
**(Principal coauthors: Assembly Members Cook and Nielsen)**  
**(Coauthors: Assembly Members *Allen, Bill Berryhill, Block, Butler,***  
***Beth Gaines, Pan, V. Manuel Pérez, Williams, and Yamada*)**

February 6, 2012

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An act to add Section 114.3 to the Business and Professions Code, relating to professions and vocations.

LEGISLATIVE COUNSEL'S DIGEST

AB 1588, as amended, Atkins. Professions and vocations: reservist licensees: fees and continuing education.

Existing law provides for the regulation of various professions and vocations by boards, ~~commissions, or bureaus~~ within the Department of Consumer Affairs and for the licensure or registration of individuals in that regard. Existing law authorizes any licensee whose license expired while he or she was on active duty as a member of the California National Guard or the United States Armed Forces to reinstate his or her license without examination or penalty if certain requirements are met.

This bill would require the boards, ~~commissions, or bureaus~~ described above to waive the renewal fees ~~and~~, continuing education requirements, ~~if either is applicable~~ *and other renewal requirements as determined by the board, if any are applicable*, of any licensee or registrant who is a reservist called to active duty as a member of the United States

Military Reserve or the California National Guard if certain requirements are met. *The bill would require a licensee or registrant to meet certain renewal requirements within a specified time period after being discharged from active duty service prior to engaging in any activity requiring a license.*

Vote: majority. Appropriation: no. Fiscal committee: yes.  
 State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 114.3 is added to the Business and  
 2 Professions Code, to read:  
 3 114.3. (a) Notwithstanding any other provision of law, every  
 4 board, ~~commission, or bureau~~ *as defined in Section 22*, within the  
 5 department shall waive the renewal fees ~~and~~, continuing education  
 6 requirements, ~~if either is applicable~~ *and other renewal requirements*  
 7 *as determined by the board, if any are applicable*, for any licensee  
 8 or registrant who is a reservist called to active duty as a member  
 9 of the United States Military Reserve or the California National  
 10 Guard if all of the following requirements are met:  
 11 (a)  
 12 (1) The licensee or registrant ~~was in good standing~~ *possessed*  
 13 *a current and valid license* with the board, ~~commission, or bureau~~  
 14 ~~at the time the reservist he or she was called to active duty.~~  
 15 (b)  
 16 (2) The renewal fees ~~or continuing education~~ requirements are  
 17 waived only for the period during which the ~~reservist licensee or~~  
 18 ~~registrant~~ *is on active duty service.*  
 19 (c) ~~The active duty reservist, or the active duty reservist's spouse~~  
 20 ~~or registered domestic partner, provides written notice satisfactory~~  
 21 ~~to the board, commission, or bureau that substantiates the~~  
 22 ~~reservist's active duty service.~~  
 23 (3) *Written documentation that substantiates the licensee or*  
 24 *registrant's active duty service is provided to the board.*  
 25 (b) *The licensee or registrant shall not engage in any activities*  
 26 *requiring a license during the period that the waivers provided by*  
 27 *this section are in effect. In order to engage in any activities for*  
 28 *which he or she is licensed, the licensee or registrant shall meet*  
 29 *all necessary renewal requirements as determined by the board*

- 1 *within one year from the reservist's date of discharge from active*
- 2 *duty service.*
- 3 *(c) A board may adopt regulations to carry out the provisions*
- 4 *of this section.*

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