

Military Spouse License Transfer Options

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INDIANA

STATUTORY SUMMARY:

State agencies shall issue licenses to military spouses who hold a current, active license in good standing from another state with substantially equivalent education and training requirements. Military spouses must demonstrate competence as determined by the state agency, including having completed continuing education or having had professional experience in two of the five years prior to the date of application. State agencies shall grant provisional licenses to military spouses who have applied for a permanent license within 30 days of application for a provisional license. Said provisional licenses expire one year after issuance. To qualify for a provisional license, military spouses must not have a disqualifying criminal history and must pay all required fees.

RELEVANT LAW:

IC 25-1-17-2. “Military service” defined.

As used in this chapter, “military service” means service performed while an active member of any of the following:

- (1) The armed forces of the United States.
- (2) A reserve component of the armed forces of the United States.
- (3) The National Guard.

IC 25-1-17-3. “Military spouse” defined.

As used in this chapter, “military spouse” means the husband or wife of an individual who is a member of the armed forces of the United States.



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IC 25-1-17-5. Occupational licenses for military spouses.

Notwithstanding any other law, a board shall issue a license, certificate, registration, or permit to a military spouse to allow the military spouse to practice the military spouse's occupation in Indiana if, upon application to the board, the military spouse satisfies the following conditions:

- (1) Holds a current license, certification, registration, or permit from another jurisdiction, and that jurisdiction's requirements for a license, certificate, registration, or permit are substantially equivalent to or exceed the requirements for a license, certificate, registration, or permit of the board from which the applicant is seeking licensure, certification, registration, or a permit.
- (2) Can demonstrate competency in the occupation through methods as determined by the board, including having completed continuing education units or having had recent experience for at least two (2) of the five (5) years preceding the date of the application under this section.
- (3) Has not committed any act in any jurisdiction that would have constituted grounds for refusal, suspension, or revocation of a license, certificate, registration, or permit to practice that occupation in Indiana at the time the act was committed.
- (4) Is in good standing and has not been disciplined by the agency that has jurisdiction to issue the license, certification, registration, or permit.
- (5) Pays any fees required by the occupational licensing board for which the applicant is seeking licensure, certification, registration, or a permit.

IC 25-1-17-6. Experience to be credited in calculations.

- (a) All relevant experience of a:
 - (1) Military service member in the discharge of official duties; or
 - (2) Military spouse, including full-time and part-time experience, regardless of whether in a paid or volunteer capacity; must be credited in the calculation of years of practice in an occupation as required under section 4 or 5 of this chapter.
- (b) In determining if a military service member substantially meets the academic requirements for a license, certificate, registration, or permit issued by a board, the board shall consider the recommendations in the Guide to the Evaluation of Educational Experiences in the Armed Services published by the American Council on Education, or the council's successor organization.

IC 25-1-17-7. Boards to consider recommendations in the Guide to the Evaluation of Educational Experiences in the Armed Services.

A nonresident who is issued a license, certificate, registration, or permit under this chapter is entitled to the same rights and subject to the same obligations as required of a resident who is issued a license, certificate, registration, or permit by a board.



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IC 25-1-17-8. Rights and obligations of nonresident license holders.

- (a) Notwithstanding any other law, an applicant for a license is entitled to a provisional license in the regulated occupation applied for and at the same practice level as determined by the board, without an examination, if all of the following conditions are met:
 - (1) The person submits a signed affidavit affirming, under the penalties for perjury, the following:
 - (A) The person is the spouse of a member of the military service assigned to Indiana.
 - (B) The person is in good standing in all states in which the person holds a license for the regulated occupation applied for.
 - (C) The person has not had a license revoked and has not voluntarily surrendered a license in another state or country while under investigation for unprofessional conduct.
 - (D) The person has not had discipline imposed by the regulating entity for the regulated occupation in another state or country.
 - (E) The person does not have an investigation pending before the regulating entity in another state or country that relates to unprofessional conduct.
 - (2) The person submits verification that the person is currently licensed in at least one (1) other state in the regulated occupation applied for.
 - (3) The person does not have a disqualifying criminal history, as determined by the board, if a national criminal history background check (as defined in IC 25-1-1.1-4) is required under IC 25-1-1.1-4 for the regulated occupation for which the applicant seeks a license.
 - (4) The person has submitted an application for a license with the board and has paid any application fee.
- (b) An applicant who has met the requirements in subsection (a) shall be issued a provisional license not more than thirty (30) days after the requirements are met.
- (c) A provisional license expires three hundred sixty-five (365) days after it is issued.
- (d) In addition to any other penalties for perjury, a person who violates this section commits a Class A infraction.
- (e) If the board discovers that any of the information submitted under this section is false, the board may immediately revoke the person's provisional license.
- (f) This section does not apply to a license that is established by or recognized through an interstate compact, a reciprocity agreement, or a comity agreement that is established by a board or a law.
- (g) This section does not prohibit an individual from proceeding under other licensure, certification, registration, or permit requirements established by a board or a law.



25-1-17-10. Chapter does not prohibit military service applicant or military spouse from proceeding under other licensure, certification, registration, or permit requirements.

This chapter does not prohibit a military service applicant or military spouse from proceeding under other licensure, certification, registration, or permit requirements established by a board.

IC 25-1-17-11. Board shall adopt rules.

The board shall expedite the issuance or renewal of a:

- (1) License;
- (2) Certificate;
- (3) Registration; or
- (4) Permit;

of a military spouse whose husband or wife is assigned to a duty station in Indiana.

