

**AMENDMENT IN THE NATURE OF A SUBSTITUTE  
TO H.R. 5752  
OFFERED BY MR. BOST OF ILLINOIS**

Strike all after the enacting clause and insert the following:

1 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Emergency Relief for  
3 Servicemembers Act”.

4 **SEC. 2. TERMINATION OF CERTAIN CONSUMER CONTRACTS**  
5               **BY SERVICEMEMBERS AND DEPENDENTS**  
6               **WHO ENTER INTO CONTRACTS AFTER RE-**  
7               **CEIVING MILITARY ORDERS FOR PERMA-**  
8               **NENT CHANGE OF STATION BUT THEN RE-**  
9               **CEIVE STOP MOVEMENT ORDERS DUE TO AN**  
10              **EMERGENCY SITUATION.**

11       (a) IN GENERAL.—Section 305A of the  
12 Servicemembers Civil Relief Act (50 U.S.C. 3956) is  
13 amended—

14           (1) in the section heading, by striking “**TELE-**  
15           **PHONE, MULTICHANNEL VIDEO PROGRAM-**  
16           **MING, AND INTERNET ACCESS SERVICE**” and  
17           inserting “**CERTAIN CONSUMER**”;

18           (2) in subsection (a)—

1 (A) in the heading, by adding “OR DE-  
2 PENDENT OF A SERVICEMEMBER” at the end;

3 (B) in paragraph (1)—

4 (i) by striking “after the date the  
5 servicemember receives military orders to  
6 relocate for a period of not less than 90  
7 days to a location that does not support  
8 the contract.” and inserting “after—”; and

9 (ii) by adding at the end the fol-  
10 lowing:

11 “(A) the date the servicemember receives mili-  
12 tary orders to relocate for a period of not less than  
13 90 days to a location that does not support the con-  
14 tract; or

15 “(B) the date the servicemember, while in mili-  
16 tary service, receives military orders for a permanent  
17 change of station, thereafter enters into the con-  
18 tract, and then receives a stop movement order  
19 issued by the Secretary of Defense or the Secretary  
20 of Homeland Security in response to a local, na-  
21 tional, or global emergency, effective for an indefi-  
22 nite period or for a period of not less than 30 days,  
23 that prevents the servicemember from using the  
24 services provided under the contract.”; and

1 (C) in paragraph (4), by adding at the end  
2 the following new subparagraph:

3 “(D) The spouse or dependent of a service-  
4 member, described in paragraph (1)(B), who  
5 accompanies such servicemember during the pe-  
6 riod of relocation.”;

7 (3) by striking subsection (b) and inserting the  
8 following:

9 “(b) COVERED CONTRACTS.—A contract described in  
10 this subsection is a contract—

11 “(1) for—

12 “(A) commercial mobile service;

13 “(B) telephone exchange service;

14 “(C) internet access service;

15 “(D) multichannel video programming  
16 service;

17 “(E) a gym membership or fitness pro-  
18 gram; or

19 “(F) home security services; and

20 “(2) entered into by a servicemember before re-  
21 ceiving the military orders referred to in subsection

22 (a)(1).”; and

23 (4) in subsection (g)—

1 (A) by redesignating paragraphs (2), (3),  
2 and (4) as paragraphs (3), (4), and (5),  
3 resectively; and

4 (B) by inserting, after paragraph (1), the  
5 following new paragraph (2):

6 “(2) The terms ‘military orders’ and ‘perma-  
7 nent change of station’ have the meanings given  
8 such terms in section 305.”.

9 (b) **RETROACTIVE APPLICATION.**—The amendments  
10 made by this section shall apply to stop movement orders  
11 issued on or after March 1, 2020.

12 **SEC. 3. RESIDENCE FOR TAX PURPOSES.**

13 Section 511(a) of the Servicemembers Civil Relief Act  
14 (50 U.S.C. 4001(a)) is amended by striking paragraph (2)  
15 and inserting the following:

16 “(2) **SPOUSES.**—A spouse of a servicemember  
17 shall neither lose nor acquire a residence or domicile  
18 for purposes of taxation with respect to the person,  
19 personal property, or income of the spouse by reason  
20 of being absent or present in any tax jurisdiction of  
21 the United States solely to be with the servicemem-  
22 ber in compliance with the servicemember’s military  
23 orders.

24 “(3) **ELECTION.**—For any taxable year of the  
25 marriage, a servicemember and the spouse of such

1       servicemember may elect to use for purposes of tax-  
2       ation, regardless of the date on which the marriage  
3       of the servicemember and the spouse occurred, any  
4       of the following:

5               “(A) The residence or domicile of the serv-  
6       icemember.

7               “(B) The residence or domicile of the  
8       spouse.

9               “(C) The permanent duty station of the  
10      servicemember.”.

11 **SEC. 4. PORTABILITY OF PROFESSIONAL LICENSES OF**  
12                   **MEMBERS OF THE UNIFORMED SERVICES**  
13                   **AND THEIR SPOUSES.**

14       (a) IN GENERAL.—Title VII of the Servicemembers  
15      Civil Relief Act (50 U.S.C. 4021 et seq.) is amended by  
16      inserting after section 705 (50 U.S.C. 4025) the following  
17      new section:

18 **“SEC. 705A. PORTABILITY OF PROFESSIONAL LICENSES OF**  
19                   **SERVICEMEMBERS AND THEIR SPOUSES.**

20       “(a) IN GENERAL.—In any case in which a service-  
21      member or the spouse of a servicemember has a covered  
22      license and such servicemember or spouse relocates his or  
23      her residency because of military orders for military serv-  
24      ice to a location that is not in the jurisdiction of the licens-  
25      ing authority that issued the covered license, such covered

1 license shall be considered valid at a similar scope of prac-  
2 tice and in the discipline applied for in the jurisdiction  
3 of such new residency for the duration of such military  
4 orders if such servicemember or spouse—

5           “(1) provides a copy of such military orders to  
6           the licensing authority in the jurisdiction in which  
7           the new residency is located;

8           “(2) remains in good standing with—

9                   “(A) the licensing authority that issued the  
10                   covered license; and

11                   “(B) every other licensing authority that  
12                   has issued to the servicemember or the spouse  
13                   of a servicemember a license valid at a similar  
14                   scope of practice and in the discipline applied in  
15                   the jurisdiction of such licensing authority;

16           “(3) submits to the authority of the licensing  
17           authority in the new jurisdiction for the purposes of  
18           standards of practice, discipline, and fulfillment of  
19           any continuing education requirements.

20           “(b) INTERSTATE LICENSURE COMPACTS.—If a serv-  
21           icemember or spouse of a servicemember is licensed and  
22           able to operate in multiple jurisdictions through an inter-  
23           state licensure compact, with respect to services provided  
24           in the jurisdiction of the interstate licensure compact by  
25           a licensee covered by such compact, the servicemember or

1 spouse of a servicemember shall be subject to the require-  
2 ments of the compact or the applicable provisions of law  
3 of the applicable State and not this section.

4 “(c) COVERED LICENSE DEFINED.—In this section,  
5 the term ‘covered license’ means a professional license or  
6 certificate—

7 “(1) that is in good standing with the licensing  
8 authority that issued such professional license or  
9 certificate;

10 “(2) that the servicemember or spouse of a  
11 servicemember has actively used during the two  
12 years immediately preceding the relocation described  
13 in subsection (a); and

14 “(3) that is not a license to practice law.”.

15 (b) CLERICAL AMENDMENT.—The table of contents  
16 in section 1(b) of such Act is amended by inserting after  
17 the item relating to section 705 the following new item:

“Sec. 705A. Portability of professional licenses of servicemembers and their  
spouses.”.

