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:

SECTION 1. SHORT TITLE.

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

SEC. 2. TERMINATION OF CERTAIN CONSUMER CONTRACTS BY SERVICEMEMBERS AND DEPENDENTS WHO ENTER INTO CONTRACTS AFTER RECEIVING MILITARY ORDERS FOR PERMANENT CHANGE OF STATION BUT THEN RECEIVE STOP MOVEMENT ORDERS DUE TO AN EMERGENCY SITUATION.

(a) In general.—Section 305A of the Servicemembers Civil Relief Act (50 U.S.C. 3956) is amended—

(1) in the section heading, by striking “TELEPHONE, MULTICHANNEL VIDEO PROGRAMMING, AND INTERNET ACCESS SERVICE” and inserting “CERTAIN CONSUMER”;
(A) in the heading, by adding “OR DEPENDENT OF A SERVICEMEMBER” at the end;

(B) in paragraph (1)—

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

(ii) by adding at the end the following:

“(A) the date the servicemember receives military orders to relocate for a period of not less than 90 days to a location that does not support the contract; or

“(B) the date the servicemember, while in military service, receives military orders for a permanent change of station, thereafter enters into the contract, and then receives a stop movement order issued by the Secretary of Defense or the Secretary of Homeland Security in response to a local, national, or global emergency, effective for an indefinite period or for a period of not less than 30 days, that prevents the servicemember from using the services provided under the contract.”; and
(C) in paragraph (4), by adding at the end the following new subparagraph:

“(D) The spouse or dependent of a service-member, described in paragraph (1)(B), who accompanies such service-member during the period of relocation.”;

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

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

“(1) for—

“(A) commercial mobile service;

“(B) telephone exchange service;

“(C) internet access service;

“(D) multichannel video programming service;

“(E) a gym membership or fitness program; or

“(F) home security services; and

“(2) entered into by a service-member before receiving the military orders referred to in subsection (a)(1).”; and

(4) in subsection (g)—
(A) by redesignating paragraphs (2), (3), and (4) as paragraphs (3), (4), and (5), respectively; and

(B) by inserting, after paragraph (1), the following new paragraph (2):
"(2) The terms ‘military orders’ and ‘permanent change of station’ have the meanings given such terms in section 305.”.

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

SEC. 3. RESIDENCE FOR TAX PURPOSES.
Section 511(a) of the Servicemembers Civil Relief Act (50 U.S.C. 4001(a)) is amended by striking paragraph (2) and inserting the following:
"(2) SPOUSES.—A spouse of a servicemember shall neither lose nor acquire a residence or domicile for purposes of taxation with respect to the person, personal property, or income of the spouse by reason of being absent or present in any tax jurisdiction of the United States solely to be with the servicemember in compliance with the servicemember’s military orders.

"(3) ELECTION.—For any taxable year of the marriage, a servicemember and the spouse of such
servicemember may elect to use for purposes of taxation, regardless of the date on which the marriage of the servicemember and the spouse occurred, any of the following:

“(A) The residence or domicile of the servicemember.

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

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

SEC. 4. PORTABILITY OF PROFESSIONAL LICENSES OF MEMBERS OF THE UNIFORMED SERVICES AND THEIR SPOUSES.

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

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

“(a) IN GENERAL.—In any case in which a servicemember or the spouse of a servicemember has a covered license and such servicemember or spouse relocates his or her residency because of military orders for military service to a location that is not in the jurisdiction of the licensing authority that issued the covered license, such covered
license shall be considered valid at a similar scope of practice and in the discipline applied for in the jurisdiction of such new residency for the duration of such military orders if such servicemember or spouse—

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

“(2) remains in good standing with—

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

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

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

“(b) INTERSTATE LICENSURE COMPACTS.—If a servicemember or spouse of a servicemember is licensed and able to operate in multiple jurisdictions through an interstate licensure compact, with respect to services provided in the jurisdiction of the interstate licensure compact by a licensee covered by such compact, the servicemember or
spouse of a servicemember shall be subject to the require-
ments of the compact or the applicable provisions of law
of the applicable State and not this section.

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

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

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

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

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

‘‘Sec. 705A. Portability of professional licenses of servicemembers and their
spouses.’’.