

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES (Filing No. H-1116)
108TH LEGISLATURE
SECOND REGULAR SESSION

HOUSE AMENDMENT "A" to H.P. 1936, L.D. 2016, Bill, "AN ACT Relating to the State Board of Social Worker Registration."

Amend the Bill in section 3 by striking out all of that part designated "§7059." and inserting in its place the following:

'§7059. Revocation and reissuance

1. Board revocation. The board shall have the power in accordance with the Maine Administrative Procedure Act to revoke the registration of a certified, registered or associate social worker for:

A. Conviction of a violation of law by any court of competent jurisdiction which, if committed within this State, would:

- (1) Constitute a Class C crime; or
- (2) Be punishable by one year or more of imprisonment.

2. Administrative Court revocation. The board shall have the power to proceed in the Administrative Court seeking to revoke the registration of a certified, registered or associate social worker for any of the following reasons:

A. The practice of fraud or deceit in obtaining a certificate of registration under this chapter or in connection with service rendered as a certified, registered or associate social worker;

B. Addiction to the use of alcohol, morphine, opium, cocaine or other drugs having similar effect;

C. A medical finding of mental incompetency;

D. Aiding or abetting a person not duly certified as a certified, registered or associate social worker in representing himself as a certified, registered or associate social worker in this State; or

E. Any gross negligence, incompetency or misconduct in the practice of professional social work.

Any person may prefer charges against any certified, registered or associate social worker. Any charges shall be in writing, shall be sworn to by the person making them and shall be filed with the secretary of the board.

The board, for reasons it may deem sufficient, may reissue a certificate of registration as a certified, registered or associate social worker to any person whose certificate of registration has been revoked, provided 4 or more members of the board vote in favor of such reissuance. A new certificate of registration as a certified, registered or associate social worker, to replace any certificate revoked, lost, destroyed or mutilated, may be issued, subject to the rules and regulations of the board. A charge of \$3 shall be made for that issuance.'

Statement of Fact

This amendment provides consistency with the ^{Maine} Administrative Procedure Act.

Filed by Ms. Clark of Freeport.

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3/3/78

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