

MAINE STATE LEGISLATURE

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P. of S.

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13
15
17
19
21
23
25
27
29
31
33
35
37
39
41
43
45
47
49
51

L.D. 1250

(Filing No. S-178)

STATE OF MAINE
SENATE
114TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 465, L.D. 1250, Bill, "An Act Relating to Licensing of State Social Workers"

Amend the bill by inserting after the title and before the enacting clause the following:

'Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, certain persons using the title "social worker" were required to make application for licensure by February 1, 1988; and

Whereas, through a misunderstanding those people did not realize that they were bound by this requirement; and

Whereas, those people are currently not able to call themselves social workers, a title which is necessary for the performance of their jobs; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, '

Further amend the bill in section 1 in subsection 4 in the last paragraph in the 2nd and 3rd lines (page 1, lines 47 and 48 in L.D.) by striking out the following: "the consultation, supervision, education, training, leave time without loss of pay or benefits and license fees" and inserting in its place the following: 'supervision'

Further amend the bill by striking out all of section 2 and inserting in its place the following:

'Sec. 2. 32 MRSA §7054-A, 5th ¶, as amended by PL 1987, c. 537, is repealed.

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Sec. 3. 32 MRSA §7054-B is enacted to read:

§7054-B. State employees

Any person who is, and was as of February 1, 1988, employed by the State in a position in which representation is made to the public that the person is a social worker or in which the title of social worker is used may be licensed as a social worker by the board without meeting the qualifications of section 7053 and without examination. A person seeking to qualify under this section shall demonstrate to the board that the person did not submit an application under section 7054-A by February 1, 1988, due to a good faith failure to understand or know of the requirements of that section.

Sec. 4. Sunset. The Maine Revised Statutes, Title 32, section 7054-B is repealed on October 1, 1989.

Sec. 5. Retroactivity. Section 3 of the bill shall take effect retroactively to February 1, 1988.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved, except that section 2 shall take effect on October 1, 1989.'

STATEMENT OF FACT

This amendment limits the responsibility of state agencies to provide supervision to their social worker employees. It limits further educational and examination grandfathering of social workers to those employed by the State as of the termination of the previous grandfathering provision. It makes this provision retroactive in order to cover the period between the termination of the previous provision and the enactment of this provision.

Reported by Senator Whitmore for the Committee on Business Legislation. Reproduced and Distributed Pursuant to Senate Rule 12.
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