

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
114TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT " A" to S.P. 699, L.D. 1837, Bill, "An Act Related to the State Board of Substance Abuse Counselors"

Amend the bill in section 1 in subsection 1 in the 9th and 10th lines (page 1, lines 34 and 35 in L.D.) by striking out the following: "licensed, certified or registered" and inserting in its place the following: '~~licensed, certified or registered~~'

Further amend the bill in section 2 in that part designated "~~§6210.~~" in the 2nd paragraph in the first and 2nd lines (page 2, lines 2 and 3 in L.D.) by striking out the following: "~~chairman chair, secretary and treasurer~~" and inserting in its place the following: '~~chairman, chair and secretary and treasurer~~'

Further amend the bill in section 6 in subsection 4-A in the first line (page 2, line 45 in L.D.) by striking out the following: "~~30~~" and inserting in its place the following: '~~60~~'

Further amend the bill in section 6 in subsection 4-A in the 9th line (page 3, line 1 in L.D.) by inserting after the following: "~~requirements,~~" the following: '~~continue to~~' and in the 10th line (page 3, line 2 in L.D.) by inserting after the following: "~~states~~" the following: '~~determine the quorum desired for administering oral examinations~~'

Further amend the bill in section 6 in subsection 4-A by striking out all of the last sentence (page 3, lines 3 to 6 in L.D.) and inserting in its place the following:

'By February 1, 1991, this committee shall present recommendations and recommended statutory modifications to the Legislature concerning any need for updating and revising the licensing procedure or standards and practices of the board. The Department of Professional and Financial Regulation shall provide any necessary staff assistance. Members of the committee are not entitled to receive compensation.'

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2 Further amend the bill by inserting after section 7 the
following:

4 'Sec. 8. 32 MRSA §6215, as repealed and replaced by PL 1987,
6 c. 395, Pt. A, §207, is amended to read:

8 **§6215. Application; membership fees**

10 Application for registration as a registered substance abuse
12 counselor, licensure as a licensed substance abuse counselor or
certification as an associate substance abuse counselor shall
14 must be on forms prescribed and furnished by the board.
Application and examination fees may be established by the board
16 in amounts which ~~that~~ are reasonable and necessary for their
respective purposes. A biennial registration fee for registered
18 substance abuse counselors shall must be established by the board
in an amount not to exceed \$50 \$150 biennially. A biennial
20 registration fee for licensed substance abuse counselors and
associate substance abuse counselors shall must be established by
the board in an amount not to exceed \$100 \$150 biennially. The
22 payment of fees shall ~~be~~ is suspended during the term of inactive
status.'

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26 Further amend the bill in section 8 in that part designated
"§6216." in the first paragraph by striking out the first 2
sentences (page 3, lines 37 to 41 in L.D.) and inserting in their
28 place the following:

30 'The board shall make reasonable arrangements for written
and oral examinations to be held at such times and places as
32 necessary to accommodate those persons applying to take the
examinations.'

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36 Further amend the bill in section 8 in that part designated
"§6216." in the 2nd paragraph by striking out all of the 2nd
sentence (page 4, lines 4 to 9 in L.D.).

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40 Further amend the bill by inserting after section 8 the
following:

42 'Sec. 9. 32 MRSA §6219, first ¶, as amended by PL 1987, c. 395,
Pt. A, §211, is further amended to read:

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46 The license and certificate of registration shall expire
biennially on August 31st or at such other time as the
48 Commissioner of Professional and Financial Regulation may
designate. Licensure or registration may be renewed for the
succeeding 2-year period upon written application of the
50 registrant, the approval of the board and the payment of the fee
provided. A fee for renewal of license or certificate of
52 registration shall must be set by the board in an amount not to

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2 exceed ~~\$25~~ \$150 biennially and shall-be is due and payable on or
4 before the expiration date. Before a license or certificate of
6 registration may be renewed, the applicant shall must present
evidence of continued professional learning and training of a
type which-is acceptable to the board.

8 **Sec. 10. Allocation.** The following funds are allocated from
Other Special Revenue funds to carry out the purposes of this Act.

10 **1990-91**

12 **PROFESSIONAL AND FINANCIAL REGULATION,**
14 **DEPARTMENT OF**

16 **State Board of Substance Abuse Counselors**

18 All Other \$33,300

20 Authorizes expenditure of additional funds
resulting from increased fees.

22 **Sec. 11. Sunset.** Section 6 of this Act is repealed July 1,
24 1991.'

26 Further amend the bill by inserting after the emergency
clause and before the statement of fact the following:

28 **FISCAL NOTE**

30 **1990-91**

32 **Allocations**

34 **Other Special Revenue Funds** \$33,300

36 **Revenues**

38 **Other Special Revenue Funds** \$33,300

40 This bill increases fees to the State Board of Substance
42 Abuse Counselors resulting in additional dedicated revenue of
\$33,300 in fiscal year 1990-91. An amount equal to the projected
44 increase in revenues is allocated from Other Special Revenue
funds.'

46 Further amend the bill by renumbering the sections to read
48 consecutively.

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STATEMENT OF FACT

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This amendment accomplishes the following.

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8 1. It eliminates the provision that certain State Board of
10 Substance Abuse Counselors members may be registered or
certified, which results in requiring that they be licensed. The
category of certified substance abuse counselors does not exist.

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2. It eliminates the requirement that the board have a
treasurer, since this function is performed by the Department of
Professional and Financial Regulation.

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3. It increases to 60 days the time allowed for selection
of the members of the advisory committee that is created in the
bill.

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4. It indicates that the required study of reciprocity is
an ongoing study.

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5. It requires that the advisory committee determine the
quorum that it desires for administering oral examinations.

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6. It requires the advisory committee to report to the
Legislature by February 1, 1991, and sunsets the committee on
July 1, 1991. It also provides that the committee receive no
compensation.

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7. It raises the initial fees and renewal fees to a maximum
of \$150 biennially from initial fees of \$100 for licensed
substance abuse counselors, \$50 for registered substance abuse
counselors, and renewal fees of \$50 biennially for both
categories.

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Reported by Senator Baldacci for the Committee on Business
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