



Rep. Elgie R. Sims, Jr.

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1 AMENDMENT TO SENATE BILL 1688

2 AMENDMENT NO. _____. Amend Senate Bill 1688 on page 35,
3 line 22, after "determine if", by inserting "a license may be
4 denied because"; and

5 on page 39, by replacing lines 6 through 9 with the following:

6 "(2) is sufficiently rehabilitated in cases in which
7 the applicant has ~~not~~ committed any act that is a ground
8 for denial, suspension, or revocation set forth in Section
9 500-70, other than convictions set forth in paragraph (6)
10 of subsection (a) of Section 500-70; with respect to
11 applicants with convictions set forth in paragraph (6) of
12 subsection (a) of Section 500-70, the Director shall
13 determine in accordance with Section 500-76 that the
14 conviction will not impair the ability of the applicant to
15 engage in the position for which a license is sought;"; and

16 on page 41, line 17, by deleting "for licensees,"; and

1 on page 41, line 19, after "trust;", by inserting
2 "consideration of such conviction of an applicant shall be in
3 accordance with Section 500-76;"; and

4 on page 45, line 21, after "determine if", by inserting "a
5 license may be denied because"; and

6 on page 48, by replacing line 12 with "in Section 1555, other
7 than convictions set forth in paragraph (6) of subsection (a)
8 of Section 1555; with respect to applicants with convictions
9 set forth in paragraph (6) of subsection (a) of Section 1555,
10 the Director shall determine in accordance with Section 1550
11 that the conviction will not impair the ability of the
12 applicant to engage in the position for which a license is
13 sought;"; and

14 on page 50, by replacing lines 13 through 15 with "license
15 under this Act was previously convicted of a felony or
16 misdemeanor involving dishonesty or fraud, shall consider any
17 mitigating factors and evidence"; and

18 on page 50, line 18, after "determine if", by inserting "a
19 license may be denied because"; and

20 on page 53, line 16, by deleting "for licensees,"; and

1 on page 53, line 19, after "public trust;" by inserting
2 "consideration of such conviction of an applicant shall be in
3 accordance with Section 1550;"; and

4 on page 67, line 16, by deleting "of registration"; and

5 on page 67, by replacing line 20 with "applicant, consideration
6 of such conviction shall be in accordance with Section
7 1005-1;"; and

8 on page 69, line 3, after "determine if", by inserting "a
9 certificate may be denied because"; and

10 on page 73, by replacing line 6 with "the Department may deny a
11 license based on a conviction of any felony or a misdemeanor
12 directly related to the practice of the profession if the
13 Department determines in accordance with Section 15.1 that such
14 conviction will impair the ability of the applicant to engage
15 in the position for which a license is sought;-"; and

16 on page 77, line 22, after "the Commission", by inserting "in
17 accordance with Section 85"; and

18 on page 79, line 19, after "Commission determines", by
19 inserting "in accordance with Section 85"; and

1 on page 85, by replacing line 20 with "applicants, the
2 Commission may refuse to issue a license or permit based on
3 restrictions set forth in paragraph (2) of subsection (a) of
4 Section 40 and subparagraph (B) of paragraph (1) of subsection
5 (a) of Section 45, respectively, if the Commission determines
6 in accordance with Section 85 that such conviction will impair
7 the ability of the applicant to engage in the position for
8 which a license or permit is sought."; and

9 on page 87, by replacing line 20 with "crime, including those
10 set forth in paragraph (2) of subsection (a) of Section 40 and
11 subparagraph (B) of paragraph (1) of subsection (a) of Section
12 45, respectively, the Commission, in evaluating whether the
13 conviction"; and

14 on page 94, line 10, after "determine if", by inserting "a
15 license may be denied because"; and

16 on page 98, by replacing lines 3 and 4 with "practice of
17 interpreting. For applicants, consideration of such
18 convictions shall be in accordance with Section 47."; and

19 on page 108, by replacing lines 3 and 4 with "trust; for
20 applicants, the Department may refuse to issue a license based
21 on a conviction of any felony or a misdemeanor directly related

1 to the practice of the profession if the Department determines
2 in accordance with Section 4 that such conviction will impair
3 the ability of the applicant to engage in the position for
4 which a license is sought;"; and

5 on page 110, by replacing lines 12 and 13 with "rehabilitated
6 to warrant the public trust; for applicants, the Department may
7 refuse to issue a license based on a conviction of any felony
8 or a misdemeanor directly related to the practice of the
9 profession if the Department determines in accordance with
10 Section 9.3 that such conviction will impair the ability of the
11 applicant to engage in the position for which a license is
12 sought;"; and

13 on page 121, by replacing lines 1 and 2 with "warrant the
14 public trust; for applicants, the Department may refuse to
15 issue a license based on a conviction of a felony if the
16 Department determines in accordance with Section 9.4 that such
17 conviction will impair the ability of the applicant to engage
18 in the position for which a license is sought;"; and

19 on page 121, by replacing lines 5 and 6 with "dishonesty; for
20 applicants, the Department may refuse to issue a license based
21 on a conviction of a misdemeanor directly related to the
22 practice of the profession if the Department determines in
23 accordance with Section 9.4 that such conviction will impair

1 the ability of the applicant to engage in the position for
2 which a license is sought;"; and

3 on page 126, by replacing lines 20 and 21 with "applicant for a
4 certificate of registration, the Department may refuse to issue
5 a certificate of registration based on a conviction of a felony
6 if the Department determines in accordance with Section 7.1
7 that such conviction will impair the ability of the applicant
8 to engage in the position for which a certificate of
9 registration is sought;"; and

10 on page 127, by replacing lines 1 and 2 with "for a certificate
11 of registration, the Department may refuse to issue a
12 certificate of registration based on conviction of a
13 misdemeanor directly related to the practice of the profession
14 if the Department determines in accordance with Section 7.1
15 that such conviction will impair the ability of the applicant
16 to engage in the position for which a certificate of
17 registration is sought;"; and

18 on page 170, by replacing line 1 with the following:

19 " (b) Conviction of a crime"; and

20 on page 170, by replacing lines 5 and 6 with "radon progeny.
21 Consideration of such conviction of an applicant shall be in
22 accordance with Section 46.".