

BY: Economic and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL NO. 83

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “, Certificate, Permit, or Registration”; in line 6, strike “or”; in line 7, strike “certification”; in the same line, strike “or certification,” and substitute “when the applicant or licensee commits a felony or crime of moral turpitude”; strike beginning with “if” in line 8 down through “crimes” in line 15; strike beginning with “,” in line 17 down through “permits” in line 18; and in line 21, strike “4-314, 5-314,”.

AMENDMENT NO. 2

On page 2, in line 16, after “state,” insert “pleads guilty or nolo contendere with respect to, receives probation before judgment with respect to, or”; in line 19, strike “or”; in line 20, after “(ii)” insert “a crime involving an element of fraud or other dishonesty; OR

(III) A CRIME OF MORAL TURPITUDE”;

and strike beginning with “A” in line 21 down through “ACCOUNTANCY” in line 23.

On page 3, strike beginning with “IN” in line 1 down through “SECTION” in line 7 and substitute “THE FOLLOWING STANDARDS SHALL BE CONSIDERED IN THE GRANT, DENIAL, RENEWAL, SUSPENSION, OR REVOCATION OF A LICENSE WHEN AN APPLICANT OR LICENSEE IS CONVICTED OF A FELONY, A CRIME INVOLVING AN ELEMENT OF FRAUD OR OTHER DISHONESTY, OR A CRIME OF MORAL TURPITUDE”; and strike beginning with “OTHER” in line 14 down through “CONVICTED” in line 15 and substitute “THE RELEVANCE OF THE CONVICTION TO THE FITNESS AND QUALIFICATION OF THE APPLICANT OR LICENSEE TO PRACTICE CERTIFIED PUBLIC ACCOUNTANCY”.

AMENDMENT NO. 3

(Over)

On page 4, in line 6, after “LICENSEE” insert “PLEADS GUILTY OR NOLO CONTENDERE WITH RESPECT TO, RECEIVES PROBATION BEFORE JUDGMENT WITH RESPECT TO, OR”; in line 10, after “2.” insert: “A CRIME OF MORAL TURPITUDE”; and strike beginning with “A” in line 10 down through “ARCHITECTURE” in line 12.

On page 5, strike beginning with “IN” in line 12 down through “SECTION” in line 17 and substitute “THE FOLLOWING STANDARDS SHALL BE CONSIDERED IN THE GRANT, DENIAL, RENEWAL, SUSPENSION, OR REVOCATION OF A LICENSE WHEN AN APPLICANT OR LICENSEE IS CONVICTED OF A FELONY, OR A CRIME OF MORAL TURPITUDE”; and strike beginning with “OTHER” in line 23 down through “CONVICTED” in line 24 and substitute “THE RELEVANCE OF THE CONVICTION TO THE FITNESS AND QUALIFICATION OF THE APPLICANT OR LICENSEE TO PRACTICE ARCHITECTURE”.

AMENDMENT NO. 4

On pages 5 through 10, strike in their entirety the lines beginning with line 28 on page 5 through line 15 on page 10.

AMENDMENT NO. 5

On page 10, in line 28, after “STATE,” insert “PLEADS GUILTY OR NOLO CONTENDERE WITH RESPECT TO, RECEIVES PROBATION BEFORE JUDGMENT WITH RESPECT TO, OR”; in line 32, after “(II)” insert “A CRIME OF MORAL TURPITUDE”; and strike beginning with “A” in line 32 down through “SERVICES” in line 34.

On page 11, strike beginning with “IN” in line 13 down through “SECTION” in line 18 and substitute “THE FOLLOWING STANDARDS SHALL BE CONSIDERED IN THE GRANT, DENIAL, RENEWAL, SUSPENSION, OR REVOCATION OF A LICENSE WHEN AN APPLICANT OR LICENSEE IS CONVICTED OF A FELONY OR A CRIME OF MORAL TURPITUDE”; and strike beginning with “OTHER” in line 25 down through “CONVICTED” in line 26 and substitute “THE RELEVANCE OF THE CONVICTION TO THE FITNESS AND QUALIFICATION OF THE APPLICANT OR LICENSEE TO PROVIDE ELECTRICAL SERVICES”.

AMENDMENT NO. 6

On page 12, in line 6, after “STATE” insert “pleads guilty or nolo contendere with respect to,

receives probation before judgment with respect to, or"; in line 10, after "(II)" insert "a crime involving moral turpitude"; strike beginning with "A" in line 10 down through "FORESTRY" in line 12; and strike beginning with "IN" in line 27 down through "SECTION" in line 32 and substitute "THE FOLLOWING STANDARDS SHALL BE CONSIDERED IN THE GRANT, DENIAL, RENEWAL, SUSPENSION, OR REVOCATION OF A LICENSE WHEN AN APPLICANT OR LICENSEE IS CONVICTED OF A FELONY OR A CRIME OF MORAL TURPITUDE".

On page 13, strike beginning with "OTHER" in line 3 down through "CONVICTED" in line 4 and substitute "THE RELEVANCE OF THE CONVICTION TO THE FITNESS AND QUALIFICATION OF THE APPLICANT OR LICENSEE TO PRACTICE FORESTRY".

AMENDMENT NO. 7

On page 13, in line 16, after "STATE," insert "pleads guilty or nolo contendere with respect to, receives probation before judgment with respect to, or"; in line 20, after "(II)" insert "a crime of moral turpitude"; and strike beginning with "A" in line 20 down through "SERVICES" in line 22.

On page 14, strike beginning with "IN" in line 1 down through "SECTION" in line 7 and substitute "THE FOLLOWING STANDARDS SHALL BE CONSIDERED IN THE GRANT, DENIAL, RENEWAL, SUSPENSION, OR REVOCATION OF A LICENSE WHEN AN APPLICANT OR LICENSEE IS CONVICTED OF A FELONY OR A CRIME OF MORAL TURPITUDE"; in line 10, strike "CERTIFICATE" and substitute "LICENSE"; strike beginning with "OTHER" in line 14 down through "CONVICTED" in line 15 and substitute "THE RELEVANCE OF THE CONVICTION TO THE FITNESS AND QUALIFICATION OF THE APPLICANT OR LICENSEE TO PERFORM INTERIOR DESIGN SERVICES"; and in line 18, strike "CERTIFICATE HOLDER" and substitute "LICENSEE".

AMENDMENT NO. 8

On page 14, in line 27, after "licensee" insert "pleads guilty or nolo contendere with respect to, receives probation before judgment with respect to, or"; in line 30, after "(II)" insert "a crime of moral turpitude"; and strike beginning with "A" in line 30 down through "ARCHITECTURE" in line 32.

On page 15, strike beginning with "IN" in line 23 down through "SECTION" in line 28 and

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substitute “THE FOLLOWING STANDARDS SHALL BE CONSIDERED IN THE GRANT, DENIAL, RENEWAL, SUSPENSION, OR REVOCATION OF A LICENSE WHEN AN APPLICANT OR LICENSEE IS CONVICTED OF A FELONY OR A CRIME OF MORAL TURPITUDE”.

On page 16 strike beginning with “OTHER” in line 1 down through “CONVICTED” in line 2 and substitute “THE RELEVANCE OF THE CONVICTION TO THE FITNESS AND QUALIFICATION OF THE APPLICANT OR LICENSEE TO PRACTICE LANDSCAPE ARCHITECTURE”.

AMENDMENT NO. 9

On page 16, in line 13, after “STATE,” insert “PLEADS GUILTY OR NOLO CONTENDERE WITH RESPECT TO, RECEIVES PROBATION BEFORE JUDGMENT WITH RESPECT TO, OR”; in line 17, after “(II)” insert: “A CRIME OF MORAL TURPITUDE”; and strike beginning with “A” in line 17 down through “PILOTAGE” in line 19.

On page 17, strike beginning with “IN” in line 11 down through “SECTION” in line 16 and substitute “THE FOLLOWING STANDARDS SHALL BE CONSIDERED IN THE GRANT, DENIAL, RENEWAL, SUSPENSION, OR REVOCATION OF A LICENSE WHEN AN APPLICANT OR LICENSEE IS CONVICTED OF A FELONY OR A CRIME OF MORAL TURPITUDE”; and strike beginning with “OTHER” in line 22 down through “CONVICTED” in line 23 and substitute “THE RELEVANCE OF THE CONVICTION TO THE FITNESS AND QUALIFICATION OF THE APPLICANT OR LICENSEE TO PROVIDE PILOTAGE”.

AMENDMENT NO. 10

On page 18, in line 6, after “STATE,” insert “PLEADS GUILTY OR NOLO CONTENDERE WITH RESPECT TO, RECEIVES PROBATION BEFORE JUDGMENT WITH RESPECT TO, OR”; in line 10, after “(II)” insert: “A CRIME OF MORAL TURPITUDE”; strike beginning with “A” in line 10 down through “SERVICES” in line 12; strike beginning with “IN” in line 24 down through “SECTION” in line 29 and substitute “THE FOLLOWING STANDARDS SHALL BE CONSIDERED IN THE GRANT, DENIAL, RENEWAL, SUSPENSION, OR REVOCATION OF A LICENSE WHEN AN APPLICANT OR LICENSEE IS CONVICTED OF A FELONY OR A CRIME OF MORAL TURPITUDE”; and strike beginning with “OTHER” in line 35 down through “CONVICTED” in line 36 and substitute “THE RELEVANCE OF THE

CONVICTION TO THE FITNESS AND QUALIFICATION OF THE APPLICANT OR LICENSEE TO PROVIDE PLUMBING SERVICES”.

AMENDMENT NO. 11

On page 19, in line 12, after “licensee” insert “pleads guilty or nolo contendere with respect to, receives probation before judgment with respect to, or”; in line 15, after “(II)” insert “a crime of moral turpitude”; and strike beginning with “A” in line 15 down through “ENGINEERING” in line 17.

On page 20, strike beginning with “IN” in line 11 down through “SECTION” in line 16 and substitute “THE FOLLOWING STANDARDS SHALL BE CONSIDERED IN THE GRANT, DENIAL, RENEWAL, SUSPENSION, OR REVOCATION OF A LICENSE WHEN AN APPLICANT OR LICENSEE IS CONVICTED OF A FELONY OR A CRIME OF MORAL TURPITUDE”; and strike beginning with “OTHER” in line 22 down through “CONVICTED” in line 23 and substitute “THE RELEVANCE OF THE CONVICTION TO THE FITNESS AND QUALIFICATION OF THE APPLICANT OR LICENSEE TO PRACTICE ENGINEERING”.

AMENDMENT NO. 12

On page 21, in line 2, after “licensee” insert “pleads guilty or nolo contendere with respect to, receives probation before judgment with respect to, or”; in line 5, after “(II)” insert “a crime of moral turpitude”; and strike beginning with “A” in line 5 down through “SURVEYING” in line 7.

On pages 21 and 22 strike beginning with “IN” in line 31 on page 21 through “SECTION” in line 2 on page 22 and substitute “THE FOLLOWING STANDARDS SHALL BE CONSIDERED IN THE GRANT, DENIAL, RENEWAL, SUSPENSION, OR REVOCATION OF A LICENSE WHEN AN APPLICANT OR LICENSEE IS CONVICTED OF A FELONY OR A CRIME OF MORAL TURPITUDE”; and strike beginning with “OTHER” in line 9 down through “CONVICTED” in line 10 and substitute “THE RELEVANCE OF THE CONVICTION TO THE FITNESS AND QUALIFICATION OF THE APPLICANT OR LICENSEE TO PRACTICE LAND SURVEYING OR PROPERTY LINE SURVEYING”.

AMENDMENT NO. 13

On page 22, in lines 33 and 35, in each instance, strike the bracket; in line 35, before

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“UNDER”, insert “(6)”; and in line 36, after “STATE,” insert “PLEADS GUILTY OR NOLO CONTENDERE WITH RESPECT TO, RECEIVES PROBATION BEFORE JUDGMENT WITH RESPECT TO, OR”.

On page 23, strike beginning with “MISDEMEANOR” in line 2 down through “SERVICES” in line 4 and substitute “CRIME OF MORAL TURPITUDE”; in lines 5, 6, 10, 13, 15, 17, 19, and 20, strike “(6)”, “(7)”, “(8)”, “(9)”, “(10)”, “(11)”, “(12)”, and “(13)”, respectively, and substitute “(7)”, “(8)”, “(9)”, “(10)”, “(11)”, “(12)”, “(13)”, and “(14)”; strike beginning with “IN” in line 21 down through “SECTION” in line 26 and substitute “THE FOLLOWING STANDARDS SHALL BE CONSIDERED IN THE GRANT, DENIAL, RENEWAL, SUSPENSION, OR REVOCATION OF A LICENSE OR CERTIFICATE WHEN AN APPLICANT, LICENSEE, OR CERTIFICATE HOLDER IS CONVICTED OF A FELONY, A CRIME INVOLVING DECEIT, FRAUD, OR MISREPRESENTATION IN THE PROVISION OF REAL ESTATE APPRAISAL SERVICES OR CERTIFIED REAL ESTATE APPRAISAL SERVICES, OR A CRIME OF MORAL TURPITUDE”; and strike beginning with “OTHER” in line 30 down through “CONVICTED” in line 31 and substitute “THE RELEVANCE OF THE CONVICTION TO THE FITNESS AND QUALIFICATION OF THE APPLICANT, LICENSEE, OR CERTIFICATE HOLDER TO PROVIDE REAL ESTATE APPRAISAL SERVICES”.

AMENDMENT NO. 14

On page 26, in line 30, after “STATE,” insert “pleads guilty or nolo contendere with respect to, receives probation before judgment with respect to, or”; and in line 34, after “(II)” insert “forgery, theft, extortion, conspiracy to defraud, or a similar crime;

(III) a crime involving moral turpitude; or

(IV) a crime that constitutes a violation of any provision of this title”.

On page 27, strike beginning with “A” in line 2 down through “TITLE” in line 6.

On page 28, strike beginning with “IN” in line 5 down through “SECTION” in line 12 and substitute “THE FOLLOWING STANDARDS SHALL BE CONSIDERED IN THE GRANT, DENIAL, RENEWAL, SUSPENSION, OR REVOCATION OF A LICENSE WHEN AN APPLICANT OR LICENSEE IS CONVICTED OF A FELONY, FORGERY, THEFT,

EXTORTION, CONSPIRACY TO DEFRAUD, OR A SIMILAR CRIME, OR A CRIME OF MORAL TURPITUDE"; and strike beginning with "OTHER" in line 19 down through "CONVICTED" in line 20 and substitute "THE RELEVANCE OF THE CONVICTION TO THE FITNESS AND QUALIFICATION OF THE APPLICANT OR LICENSEE TO PROVIDE REAL ESTATE BROKERAGE SERVICES".

AMENDMENT NO. 15

On pages 28 and 29, strike beginning with "IS" in line 34 on page 28 through "GOODS" in line 4 on page 29 and substitute "is convicted of a felony, theft offense, or crime of moral turpitude".

On page 30 strike beginning with "IN" in line 15 down through "SECTION" in line 22 and substitute "THE FOLLOWING STANDARDS SHALL BE CONSIDERED IN THE GRANT, DENIAL, RENEWAL, SUSPENSION, OR REVOCATION OF A REGISTRATION OR PERMIT WHEN AN APPLICANT, REGISTRANT, OR PERMIT HOLDER, OR AN AGENT, EMPLOYEE, OFFICER, DIRECTOR, OR PARTNER OF AN APPLICANT, REGISTRANT, OR PERMIT HOLDER, IS CONVICTED OF A FELONY, THEFT OFFENSE, OR CRIME OF MORAL TURPITUDE"; and strike beginning with "OTHER" in line 30 down through "CONVICTED" in line 32 and substitute "THE RELEVANCE OF THE CONVICTION TO THE FITNESS AND QUALIFICATION OF THE APPLICANT, REGISTRANT OR PERMIT HOLDER OR AGENT, EMPLOYEE, OFFICER, DIRECTOR, OR PARTNER TO OPERATE A CEMETERY OR PROVIDE BURIAL GOODS".

AMENDMENT NO. 16

On page 31, in line 12, after "a" insert "felony, A CRIME OF MORAL TURPITUDE, or [is convicted of] a misdemeanor directly related to a home improvement transaction"; and strike beginning with the colon in line 13 down through "SERVICES" in line 17.

On page 32 strike beginning with "IN" in line 6 down through "SECTION" in line 13 and substitute "THE FOLLOWING STANDARDS SHALL BE CONSIDERED IN THE GRANT, DENIAL, RENEWAL, SUSPENSION, OR REVOCATION OF A LICENSE WHEN AN APPLICANT OR LICENSEE IS CONVICTED OF A FELONY, A CRIME OF MORAL TURPITUDE, OR A MISDEMEANOR DIRECTLY RELATED TO A HOME IMPROVEMENT TRANSACTION"; and strike beginning with "OTHER" in line 20 down through "CONVICTED" in

line 21 and substitute “THE RELEVANCE OF THE CONVICTION TO THE FITNESS AND QUALIFICATION OF THE APPLICANT OR LICENSEE TO PROVIDE HOME IMPROVEMENT SERVICES”.

AMENDMENT NO. 17

On page 33, in line 1, after “STATE,” insert “PLEADS GUILTY OR NOLO CONTENDERE WITH RESPECT TO, RECEIVES PROBATION BEFORE JUDGMENT WITH RESPECT TO, OR”; in line 5, after “(II)” insert: “A CRIME OF MORAL TURPITUDE”; and strike beginning with “A” in line 5 down through “SERVICES” in line 8; strike beginning with “IN” in line 27 down through “SECTION” in line 32 and substitute “THE FOLLOWING STANDARDS SHALL BE CONSIDERED IN THE GRANT, DENIAL, RENEWAL, SUSPENSION, OR REVOCATION OF A LICENSE WHEN AN APPLICANT OR LICENSEE IS CONVICTED OF A FELONY OR A CRIME OF MORAL TURPITUDE”.

On page 34, strike beginning with “OTHER” in line 4 down through “CONVICTED” in line 5 and substitute “THE RELEVANCE OF THE CONVICTION TO THE FITNESS AND QUALIFICATION OF THE APPLICANT OR LICENSEE TO PROVIDE HEATING, VENTILATION, AIR-CONDITIONING, AND REFRIGERATION SERVICES”.

AMENDMENT NO. 18

On page 34, strike in their entirety lines 25 through 30, inclusive, and substitute “pleads guilty or nolo contendere to or is convicted of a felony, theft offense, or crime of moral turpitude;”; in line 32, after “who” insert “has pled guilty or nolo contendere to or is convicted of a felony, theft offense, or crime of moral turpitude;”; and strike in their entirety lines 33 through 35, inclusive.

On page 35, strike in their entirety lines 1 through 3, inclusive; strike beginning with “IN” in line 27 down through “SECTION” in line 33 and substitute “THE FOLLOWING STANDARDS SHALL BE CONSIDERED IN THE GRANT, DENIAL, RENEWAL, SUSPENSION, OR REVOCATION OF A LICENSE WHEN AN APPLICANT OR LICENSEE IS CONVICTED OF A FELONY, THEFT OFFENSE, OR A CRIME OF MORAL TURPITUDE”.

On page 36, strike beginning with “OTHER” in line 6 down through “CONVICTED” in line 7 and substitute “THE RELEVANCE OF THE CONVICTION TO THE FITNESS AND QUALIFICATION OF THE APPLICANT OR LICENSEE TO ACT AS A PAWNBROKER OR A

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SECONDHAND PRECIOUS METAL OBJECT DEALER”.

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