

1 AN ACT relating to boards of professional licensure.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 309.318 is amended to read as follows:

- 4 (1) The board may refuse to issue a license or suspend, revoke, impose probationary
5 conditions upon, impose an administrative fine, issue a written reprimand, or any
6 combination thereof regarding any licensee upon proof that the licensee has:
- 7 (a) Been convicted of a crime as described in KRS 335B.010(4) that directly
8 relates to the occupation of interpreter, if in accordance with KRS Chapter
9 335B. A plea of "no contest" may be treated as a conviction for purposes of
10 disciplinary action;
 - 11 (b) Knowingly misrepresented or concealed a material fact in obtaining a license
12 or in reinstatement thereof;
 - 13 (c) Committed any fraudulent act or practice;
 - 14 (d) Been incompetent or negligent in the practice of interpreting;
 - 15 (e) Violated any state statute or administrative regulation governing the practice
16 of interpreting;
 - 17 (f) Violated the code of ethics of the national organization issuing the licensee's
18 certification as incorporated in administrative regulation; or
 - 19 (g) Violated any federal or state law considered by the board to be applicable to
20 the practice of interpreting.
- 21 (2) When the board issues a written reprimand to the licensee, a copy of the reprimand
22 shall be placed in the permanent file of the licensee. The licensee shall have the
23 right to submit a response within thirty (30) days of its receipt and to have that
24 response filed in the permanent file.
- 25 (3) At any time during the investigative or hearing processes, the board may accept an
26 assurance of voluntary compliance from the licensee which effectively deals with
27 the complaint.

1 (4) The board may reconsider, modify, or reverse its probation, suspensions, or other
2 disciplinary action.

3 (5) Five (5) years from the date of a revocation, any person whose license has been
4 revoked may petition the board for reinstatement. The board shall investigate the
5 petition and may reinstate the license upon a finding that the individual has
6 complied with any terms prescribed by the board and is again able to competently
7 engage in the practice of interpreting.

8 (6) Any party aggrieved by a disciplinary action of the board may bring an action in *the*
9 *Circuit Court with jurisdiction over the aggrieved party's residence, or the*
10 Franklin Circuit Court in accordance with the provisions of KRS Chapter 13B.

11 ➔Section 2. KRS 323.160 is amended to read as follows:

12 The Governor shall appoint one (1) member of the board each year. Each member shall
13 serve for a term of four (4) years, and until his *or her* successor is appointed and
14 qualified.