

Updated Proposal on Letters of Admonition, 12-20-404 (4)

(4) **Letter of admonition.** (a) When a complaint or investigation discloses an instance of misconduct that, in the opinion of ~~the director~~ A REGULATOR, does not warrant formal action by the ~~director~~ REGULATOR but that should not be dismissed as being without merit, the ~~director~~ REGULATOR may issue and send a letter of admonition to the licensee, CERTIFICATE HOLDER, OR REGISTRANT.

(b) (I) When ~~the director~~ A REGULATOR sends a letter of admonition to a licensee, CERTIFICATE HOLDER, OR REGISTRANT pursuant to ~~paragraph (a) of this subsection (4)~~ SUBSECTION (4)(a) OF THIS SECTION, the ~~director~~ REGULATOR shall also advise the licensee, CERTIFICATE HOLDER, OR REGISTRANT that ~~he or she~~ THE PERSON has the right to request in writing, within twenty days after ~~service~~ RECEIPT of the letter, that the ~~director~~ REGULATOR initiate formal disciplinary proceedings to adjudicate the propriety of the conduct upon which the letter of admonition is based.

(II) If the licensee, ~~makes the request for~~ CERTIFICATE HOLDER, OR REGISTRANT TIMELY REQUESTS adjudication, the ~~director~~ REGULATOR shall vacate the letter of admonition and shall process the matter by means of formal disciplinary proceedings.

(c) THIS SUBSECTION (4) DOES NOT APPLY TO THE FOLLOWING:

(I) ARTICLE 205 OF THIS TITLE 12 CONCERNING ATHLETIC TRAINERS; AND

(II) ARTICLE 310 OF THIS TITLE 12 CONCERNING SURGICAL ASSISTANTS AND SURGICAL TECHNOLOGISTS.