

Annual List of Rulemaking Activity
Rules Adopted January 1, 2023 to December 31, 2023
Prepared by the Secretary of State pursuant to 5 MRS §8053-A(5)

Agency name: Department of Professional and Financial Regulation,
Office of Professional and Occupational Regulation,
Board of Counseling Professionals Licensure

Umbrella-Unit: **02-514**

Statutory authority: 32 M.R.S. § §§ 13853(2), 13858(8); 10 M.R.S. § 8003-H.

Chapter numbers/titles: **Ch. 6-A**, Licensure by Endorsement

Filing numbers: **2023-048**

Effective date: 4/1/2023

Type of rules: Routine Technical

Emergency rule: No

Principal reason or purpose for rules:

This rulemaking proposes to create a new chapter – Chapter 6-A - titled Licensure by Endorsement. This chapter describes the pathway for Maine licensure for applicants with an active license in a U.S. jurisdiction that maintains licensing requirements that are substantially equivalent to Maine’s requirements. This rule implements LD 149 (P.L. 2021, c. 167), An Act to Facilitate Licensure for Credentialed Individuals from Other Jurisdictions and LD 2035 (P.L. 2021, c. 642), An Act to Make Changes to the Laws Regarding Licensure of Certain Individuals from Other Jurisdictions.

Basis statement:

The Board of Counseling Professionals Licensure (the “Board”) is charged by the Legislature with the regulation of social workers in the State of Maine for the sole purpose of protecting the public health and welfare. The Legislature granted the Board rulemaking authority pursuant to 32 M.R.S. § 13853(2).

The Board proposed this rule to implement Public Law 2021, Chapter 167, An Act to Facilitate Licensure for Credentialed Individuals from Other Jurisdictions and Public Law 2021, Chapter 642, An Act to Make Changes to the Laws Regarding Licensure of Certain Individuals from Other Jurisdictions. This rulemaking proposes to create a new chapter – Chapter 6-A - titled Licensure by Endorsement. Chapter 6-A describes the pathway for Maine licensure for applicants with an active license in a U.S. jurisdiction that maintains licensing requirements that are substantially equivalent to Maine’s requirements.

The Board accepted written comments on the proposed rule from July 27, 2022 until August 26, 2022 at 5:00 pm.

Fiscal impact of rules:

None anticipated