



ADMINISTRATIVE RULES OF MONTANA



24.101.404 POSTING DISCIPLINARY ORDERS ON LICENSEE LOOKUP DATABASE

- (1) Unless the exceptions in (2) and (3) are applicable, any final order imposing a sanction against a professional or occupational license holder that is based on competence to practice issues or based on an allegation that generally or specifically is a violation of law or regulation, is a "disciplinary action" that must be published and noted on the licensee lookup.
- (2) If a final order is based only upon a failure to file or complete in a timely manner a minor administrative requirement that is in rule or law, the order affecting the licensee is not a "disciplinary action" for the purposes of publication and notice on the licensee lookup.
- (3) A final order of license denial based solely upon an applicant's failure to meet minimum licensure qualifications and not based on competence to practice issues or involving the applicant's past disciplinary or legal actions is not a "disciplinary action" for the purposes of publication and notice on the licensee lookup.

Authorizing statute(s): 37-1-101, MCA

Implementing statute(s): 37-1-311, 37-1-405, MCA

History: NEW, 2009 MAR p. 1167, Eff. 7/17/09.