CHAPTER 125-50
RULE FOR RECONSIDERATION OF DISAPPROVAL OF APPLICATION

Part 001 General Provisions
[Reserved]

Part 100 Rule for Reconsideration of Disapproval of Application

§ 125-50-101 Rule for Reconsideration of Disapproval of Application

An applicant whose application for a professional license has been disapproved by the Board of Professional Licensing (Board) may petition the Board for reconsideration of that disapproval only upon the following terms and conditions:

(a) The petition for reconsideration shall be in the form of a letter, with attachments as
necessary to provide documentation of the petitioner’s reason for reconsideration where appropriate, filed with the Board within forty-five days of the date of the notice of disapproval.

(b) A reconsideration shall be limited only to those cases where the petitioner demonstrates in his/her letter that the Board’s disapproval should be reconsidered for one or more of the following reasons:
   (1) Mistake of fact or law;
   (2) New evidence effective on or before date of application which by due diligence could not have been submitted by the applicant before notice of disapproval;
   (3) Any other evidence or reason justifying a petition for reconsideration.

(c) Only one petition for reconsideration shall be accepted by the Board.

(d) Upon receipt of the applicant’s petition and accompanying documentation under the reasons set forth above, the Board, in its discretion, may reconsider its disapproval and notify the applicant of its decision in writing.

Modified, 1 CMC § 3806(e), (g).


Commission Comment: In subsection (b)(2), the Commission corrected the spelling of “disapproval.”