

**Sec. 29-2-2. Opportunity to show compliance**

(a) No revocation or suspension of any certificate, license or registration is lawful unless prior to the institution of agency proceedings, the agency gave notice by mail to the practitioner of facts or conduct which warrant the intended action, and the practitioner was given the opportunity to show compliance with all lawful requirements for the retention of the certificate, license or registration.

(b) Notification of such compliance conference shall be by certified mail. Said notice shall contain:

- (1) A statement of the time, date and place of the compliance conference;
- (2) A reference to the statute(s) or regulation(s) allegedly violated;
- (3) A clear and concise factual statement sufficient to inform each respondent of the acts or practices alleged to be in violation of the law; and
- (4) A statement that each respondent may be represented by counsel.

(c) Compliance conferences shall be recorded but need not be transcribed and the strict rules of evidence are not applicable.

(d) The commissioner shall designate a person to preside at such compliance conference. After said compliance conference said designated presiding officer shall report in writing his recommendations to the commissioner.

(Effective September 25, 1987)