

Guardianship Program Rules

503 Grounds for Disciplinary Action

A professional guardian may be subject to disciplinary action for any of the following:

503.1 Violation of or noncompliance with applicable statutes, court orders, court rules, or other authority.

503.2 Commission of a felony or of a misdemeanor or gross misdemeanor involving moral turpitude, whether or not a conviction results.

503.3 Failure to perform any duty one is obligated to perform as a professional guardian.

503.4 Violation of the oath, duties, or standards of practice of a professional guardian.

503.5 Permitting a professional guardian's name to be used by an uncertified person or agency.

503.6 Misrepresentation or concealment of a material fact made in the application for certification.

503.7 Suspension, decertification, or other disciplinary sanction by competent authority in any state, federal, or foreign jurisdiction when such action was taken in connection with a professional guardianship or interaction with an incapacitated or vulnerable person.

503.8 Hiring, maintaining an office with, having on a Certified Agency's Board of Directors, or working for or together with any person who has been decertified or suspended and who is not eligible for re-certification, if the professional guardian has knowledge of such decertification or suspension. The Board upon application and approval may waive this provision. The Board may set conditions on a waiver.

503.9 Willful disregard of a subpoena or order of a court, review panel, Board committee or the Board.

503.10 Making a false statement under oath.

503.11 Conduct demonstrating unfitness to work as a professional guardian, including but not limited to persistent or repeated violations of rules, standards of practice or regulations, or disciplinary actions.

503.12 Working as a professional guardian while on inactive status.

503.13 Failing to cooperate during the course of an investigation as required by the Board's regulations.