

**32 §3656. DENIAL OR REFUSAL TO RENEW LICENSE;  
DISCIPLINARY ACTION; INFORMAL CONFERENCE**

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In addition to the grounds enumerated in Title 10, section 8003, subsection 5-A, paragraph A, the board may deny a license, refuse to renew a license or impose the disciplinary sanctions authorized by Title 10, section 8003, subsection 5-A for: [2007, c. 402, Pt. P, §14 (NEW).]

**1. Habitual substance abuse.** Habitual substance abuse that has resulted or is foreseeably likely to result in the applicant or licensee performing services in a manner that endangers the health or safety of the licensee's patients;

[ 2007, c. 402, Pt. P, §14 (NEW) .]

**2. Mental or physical condition.** A professional diagnosis of a mental or physical condition that has resulted or may result in the applicant or licensee performing services in a manner that endangers the health or safety of the podiatrist's patients;

[ 2007, c. 402, Pt. P, §14 (NEW) .]

**3. False advertising.** Engaging in false, misleading or deceptive advertising; or

[ 2007, c. 402, Pt. P, §14 (NEW) .]

**4. Unlawful prescription of controlled substance.** Prescribing narcotic or hypnotic or other drugs listed as controlled substances by the federal Drug Enforcement Administration for other than accepted therapeutic purposes.

[ 2007, c. 402, Pt. P, §14 (NEW) .]

If the factual basis of a complaint that has been filed is or may be true, and the complaint is of sufficient gravity to warrant further action, the board may request an informal conference with the licensee. The board shall provide the licensee with adequate notice of the conference and of the issues to be discussed. The conference must be conducted in executive session of the board, pursuant to Title 1, section 405, unless otherwise requested by the licensee. Statements made at the conference may not be introduced at a subsequent formal hearing unless all parties consent. [2007, c. 402, Pt. P, §14 (NEW).]

SECTION HISTORY

2007, c. 402, Pt. P, §14 (NEW).

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