

(2) Paragraph (1) of this subsection does not apply to any record or document that is considered by the pharmacist rehabilitation committee and that otherwise would be subject to discovery and introduction into evidence in a civil trial.

(3) For purposes of this subsection, civil action does not include a proceeding before the Board or judicial review of a proceeding before the Board.

(d) A person who acts in good faith and within the scope of jurisdiction of a pharmacist rehabilitation committee is not civilly liable for any action as a member of the pharmacist rehabilitation committee or for giving information to, participating in, or contributing to the function of the pharmacist rehabilitation committee.

12-319.

(a) An action may be maintained in the name of this State or the Board to enjoin:

(1) The unauthorized practice of pharmacy; or

(2) Conduct that is a ground for disciplinary action under § 12-313 of this subtitle OR § 12-6B-09 OF THIS TITLE.

(b) An action may be brought by:

(1) The Board, in its own name;

(2) The Attorney General, in the name of the State; or

(3) The State's Attorney, in the name of the State.

(c) An action under this section shall be brought in the county where the defendant resides or engages in the actions sought to be enjoined.

(d) Proof of actual damages or that a person will sustain damage if an injunction is not granted is not required for an action under this section.

(e) An action under this section is in addition to and not instead of criminal prosecution for unauthorized practice of pharmacy under § 12-701 of this title or disciplinary action under § 12-313 of this subtitle OR § 12-6B-09 OF THIS TITLE.

12-320.

(a) In investigating an allegation brought against a licensee OR REGISTERED PHARMACY TECHNICIAN under this title, if the Board has reason to believe that a licensee OR REGISTERED PHARMACY TECHNICIAN may cause harm to a person affected by the licensee's practice OR THE ACTS OF A REGISTERED PHARMACY TECHNICIAN, the Board on its own initiative may direct the licensee OR REGISTERED PHARMACY TECHNICIAN to submit to an appropriate examination by a health care provider designated by the Board.

(b) In return for the privilege given to a licensee to practice pharmacy OR A REGISTERED PHARMACY TECHNICIAN TO PERFORM DELEGATED PHARMACY ACTS in the State, the licensee OR REGISTERED PHARMACY TECHNICIAN is deemed to have: