

(2) HOWEVER, THE PROGRAM ADMINISTRATOR MAY BE CERTIFIED BY MEETING THE CURRENT REQUIREMENTS FOR OBTAINING A NEW CERTIFICATE UNDER THIS TITLE.

20-312.

(A) UNLESS THE BOARD AGREES TO ACCEPT THE SURRENDER OF A CERTIFICATE, A CERTIFIED PROGRAM ADMINISTRATOR MAY NOT SURRENDER THE CERTIFICATE NOR MAY THE CERTIFICATE LAPSE BY OPERATION OF LAW WHILE THE CERTIFIED PROGRAM ADMINISTRATOR IS UNDER INVESTIGATION OR WHILE CHARGES ARE PENDING AGAINST THE CERTIFIED PROGRAM ADMINISTRATOR.

(B) THE BOARD MAY SET CONDITIONS ON ITS AGREEMENT WITH THE CERTIFIED PROGRAM ADMINISTRATOR UNDER INVESTIGATION OR AGAINST WHOM CHARGES ARE PENDING TO ACCEPT SURRENDER OF THE CERTIFIED PROGRAM ADMINISTRATOR'S CERTIFICATE.

20-313.

(A) THE BOARD SHALL INVESTIGATE AND TAKE APPROPRIATE ACTION AS TO ANY COMPLAINT FILED WITH THE BOARD THAT ALLEGES THAT A CERTIFIED PROGRAM ADMINISTRATOR HAS FAILED TO MEET ANY STANDARD OF THE BOARD.

(B) SUBJECT TO THE HEARING PROVISIONS OF § 20-314 OF THIS SUBTITLE, THE BOARD MAY DENY A CERTIFICATE TO ANY APPLICANT, REPRIMAND ANY CERTIFIED PROGRAM ADMINISTRATOR, PLACE ANY CERTIFIED PROGRAM ADMINISTRATOR ON PROBATION, OR SUSPEND OR REVOKE A CERTIFICATE IF THE APPLICANT OR CERTIFIED PROGRAM ADMINISTRATOR:

(1) FRAUDULENTLY OR DECEPTIVELY OBTAINS OR ATTEMPTS TO OBTAIN A CERTIFICATE FOR A PROGRAM ADMINISTRATOR OR FOR ANOTHER;

(2) FRAUDULENTLY OR DECEPTIVELY USES A CERTIFICATE;

(3) OTHERWISE FAILS TO MEET SUBSTANTIALLY THE STANDARDS FOR CERTIFICATION ADOPTED BY THE BOARD UNDER § 20-205 OF THIS TITLE;

(4) IS CONVICTED OF OR PLEADS GUILTY OR NOLO CONTENDERE TO A FELONY OR TO A CRIME INVOLVING MORAL TURPITUDE, WHETHER OR NOT ANY APPEAL OR OTHER PROCEEDING IS PENDING TO HAVE THE CONVICTION OR PLEA SET ASIDE;

(5) PERFORMS THE DUTIES OF A PROGRAM ADMINISTRATOR WHILE:

(I) UNDER THE INFLUENCE OF ALCOHOL; OR

(II) USING ANY NARCOTIC OR CONTROLLED DANGEROUS SUBSTANCE, AS DEFINED IN § 5-101 OF THE CRIMINAL LAW ARTICLE, OR OTHER DRUG THAT IS IN EXCESS OF THERAPEUTIC AMOUNTS OR WITHOUT VALID MEDICAL INDICATION;

(6) IS DISCIPLINED BY A LICENSING OR DISCIPLINARY AUTHORITY OF ANY OTHER STATE OR COUNTRY OR CONVICTED OR DISCIPLINED BY A COURT OF