

(6) Provides professional services while:

(i) Under the influence of alcohol; or

(ii) Using any narcotic or controlled dangerous substance, as defined in Article 27 of the Code, or other drug that is in excess of therapeutic amounts or without valid medical indication;

(7) Is disciplined by a licensing or disciplinary authority of any other state or country or convicted or disciplined by a court of any state or country for an act that would be grounds for disciplinary action under the Board's disciplinary statutes;

(8) Willfully makes or files a false report or record while performing the duties of an environmental sanitarian;

(9) Willfully fails to file or record any report as required by law, willfully impedes or obstructs the filing or recording of the report, or induces another to fail to file or record the report;

(10) Submits a false statement to collect a fee;

(11) Promotes the sale of land, devices, appliances, or goods provided for a person in such a manner as to exploit the person for financial gain of the registered environmental sanitarian;

(12) Willfully alters a sample, specimen, or any test procedure to cause the results upon analysis to represent a false finding;

(13) Violates any rule or regulation adopted by the Board;

(14) Uses or promotes or causes the use of any misleading, deceiving, or untruthful advertising matter, promotional literature, or testimonial; or

(15) Is professionally, physically, or mentally incompetent.

(c) [Any] EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION, ANY person, including a Board employee, may make a written, specific charge of a violation under subsection (a) of this section, if the person:

(1) Swears to the charge; and

(2) Files the charge with the Board secretary.

(D) (1) IF A REGISTERED ENVIRONMENTAL SANITARIAN KNOWS OF AN ACTION OR CONDITION THAT MIGHT BE GROUNDS FOR ACTION UNDER SUBSECTION (B) OF THIS SECTION, THE REGISTERED ENVIRONMENTAL SANITARIAN SHALL REPORT THE ACTION OR CONDITION TO THE BOARD; AND

(2) AN INDIVIDUAL SHALL HAVE THE IMMUNITY FROM LIABILITY DESCRIBED UNDER § 5-358 OF THE COURTS AND JUDICIAL PROCEEDINGS ARTICLE FOR MAKING A REPORT AS REQUIRED BY THIS SUBSECTION.