

**310.042 Conduct warranting denial, refusal to renew, or suspension or revocation of license or certificate or disciplinary action -- Administrative hearing.**

- (1) The board may deny or refuse to renew a license or certificate, suspend or revoke a license or certificate, or issue orders to cease and desist from certain conduct or to otherwise discipline an applicant, a licensee, a certificate holder, or a person found guilty of violating any provisions of this chapter, if that person has:
  - (a) Attempted to or obtained licensure or certification by fraud or misrepresentation;
  - (b) Engaged in habitual intoxication or unprofessional conduct, including, but not limited to, willful acts of negligence or a pattern of continued and repeated malpractice, negligence, or incompetence in the course of professional practice;
  - (c) Engaged in habitual intoxication or personal misuse of any drug, narcotics, or controlled substances so as to adversely affect his ability to practice;
  - (d) Been convicted of a felony or any offense under state and federal laws involving moral turpitude;
  - (e) Violated any lawful order or ruling of the board or any administrative regulation promulgated by the board; or
  - (f) Violated any provisions of this chapter.
- (2) All administrative hearings for the disciplinary action against a license or certificate holder shall be conducted in accordance with KRS Chapter 13B.

**Effective:** July 15, 1996

**History:** Amended 1996 Ky. Acts ch. 318, sec. 251, effective July 15, 1996. -- Created 1994 Ky. Acts ch. 319, sec. 6, effective July 15, 1994.