

17-313.

Subject to the hearing provisions of § 17-314 of this subtitle, the Board, on the affirmative vote of a majority of its members then serving, may deny a ~~{certificate}~~ LICENSE to any applicant, reprimand any ~~{certificate holder}~~ LICENSEE, or suspend or revoke a ~~{certificate}~~ LICENSE ~~{of any certificate holder}~~ if the applicant or ~~{certificate holder}~~ LICENSEE:

(1) Fraudulently or deceptively obtains or attempts to obtain a ~~{certificate}~~ LICENSE for the applicant or ~~{certificate holder}~~ LICENSEE or for another;

(2) Is addicted to any narcotic or is habitually intoxicated;

(3) Aids or abets an unauthorized person in practicing professional counseling ~~OR MARRIAGE AND FAMILY THERAPY~~ or representing to be a ~~{certified}~~ LICENSED professional counselor ~~OR LICENSED PROFESSIONAL COUNSELOR~~ ~~MARRIAGE AND FAMILY THERAPIST~~;

(4) Violates the code of ethics adopted by the Board;

(5) Knowingly violates any provision of this title;

(6) Is convicted of or pleads guilty or nolo contendere to a felony or a crime involving moral turpitude, whether or not any appeal or other proceeding is pending to have the conviction or plea set aside;

(7) Is professionally, physically, or mentally incompetent;

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

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

(10) 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; or

(11) Refuses, withholds from, denies, or discriminates against an individual with regard to the provision of professional services for which the ~~{certificate holder}~~ is certified and ~~LICENSEE IS~~ qualified to render because the individual is HIV positive.

17-315.

(a) Except as provided in this section for an action under § 17-313 of this subtitle, any person aggrieved by a final decision of the Board in a contested case, as defined in § 10-201 of the State Government Article, may:

(1) Appeal that decision to the Board of Review; and

(2) Then take any further appeal allowed by Title 10, Subtitle 2 of the State Government Article.

(b) [(1)] Any person aggrieved by a final decision of the Board under Section 17-313 of this subtitle: