

3701-76-09

Disciplinary guidelines for the denial, suspension or revocation of a registration.

(A) The director of health may deny, refuse to renew, revoke or suspend a certificate of registration in accordance with Chapter 119. of the Revised Code for the following reasons:

(1) Unprofessional conduct;

(2) The practice of fraud or deceit in obtaining a certificate of registration;

(3) Dereliction of duty;

(4) Incompetence in the practice of environmental health science; and

(5) For other good and sufficient cause.

(B) For the purpose of this rule, unprofessional conduct includes, but is not limited to:

(1) Falsifying any record, report, or other instrument in pursuing the practice of environmental health science as a registrant;

(2) Making a material misrepresentation or false promise(s) through advertisement, sales representatives, agents or otherwise in connection with the practice as a registrant;

(3) Allowing an unregistered person to use a registrant's certificate of registration;

(4) Aiding or abetting another person in the violation of Chapter 4736. of the Revised Code or the rules adopted thereunder;

(5) Using fraud or deceit in obtaining a certificate of registration;

(6) Disregarding, allowing, promoting or advocating the continued violation of any substantive provision of any public health, safety or environmental health law, rule, regulation or ordinance of the United States, this state, any county, any township or any municipality for which the registrant has responsibility or comes within the practice of environmental health science;

(7) Conviction of any felony or misdemeanor in the course or scope of the practice of environmental health, or any other crime which involves misstatements, deceit or other dishonest conduct; and

(8) Accepting compensation, gifts or gratuities designed to enhance the provider's position over that of the position represented by the registrant.

(C) Any person who wishes to make a complaint against a registrant pursuant to this chapter shall submit the complaint, in writing, to the director of health within a

reasonable time. The director of health, or their designate, shall determine whether the allegations in the complaint are of a sufficiently serious nature to warrant formal disciplinary charges against the registrant pursuant to this section. If formal disciplinary charges are warranted, the complaint shall proceed in accordance with the procedures established in Chapter 119. of the Revised Code.