

DEPARTMENT OF ADMINISTRATIVE SERVICES
DIVISION OF PROFESSIONAL REGULATION
500 Board of Podiatry
Statutory Authority: 24 Delaware Code, Section 506 (24 Del.C. §506(a))
24 DE Admin Code 506

ORDER

After due notice in the *Register of Regulations* and publication of notice in two Delaware Newspapers, a public hearing was held on February 17, 2005 at a scheduled meeting of the Board of Podiatry to receive and consider public comment concerning proposed Regulation No. 29. This Regulation sets forth crimes which the Board of Podiatry believes are substantially related to the practice of podiatric medicine. The proposed regulation was published in the *Register of Regulations* in Volume 8, Issue 7, on Saturday, January 1, 2005.

Background

The 142nd General Assembly of the State of Delaware passed Senate Bill No. 229 which, among other things, directed various Boards, Agencies and Commissions including the Board of Podiatry to adopt a regulation specifically identifying and setting forth crimes which were deemed to be substantially related to the practice of podiatry. (See Section 13, Senate Bill No. 229, Del. Code Ann., §1730(e) (June 30, 2004)). The Governor signed this legislation into law.

In this legislation, the term “substantially related to” means that the nature of the criminal conduct, for which the person was convicted, has a direct bearing on the fitness or ability to perform one or more of the duties or responsibilities necessarily related to the provision of the particular professional services.

Summary Of The Evidence And Information Submitted

The Board received no written comments and no individuals appeared at the scheduled hearing to make comments concerning the proposed regulation.

In proposing the Regulation, the Board carefully considered a compilation of crimes extracted from the Delaware Code and included federal criminal offenses (Title 18, U.S.C.A.) to also include Federal Health Care offenses as being substantially related to the fitness of an individual to provide health care services in the State of Delaware as a podiatric physician. Also included are any crimes under other laws which are substantially similar to those crimes identified in the proposed regulation.

It is the view of the Board of Podiatry that the conviction of such crimes, which are the same crimes identified for physicians by the Board of Medical Practice, should form the basis for discipline or a proposal to deny certification to an applicant as a matter of public information and protection. It is unfortunate, in the view of the Board that it has been required to specify in advance a list of crimes which are deemed to be “substantially related to the practice of podiatry” because such determinations are in many instances more appropriately made after a review of the circumstances surrounding the crime and the particular facts leading to the conviction. The Board will be seeking legislative authorization similar to that present in 24 **Del.C.** §1720(d) for the Board of Medical Practice to allow the waiver of such convictions in appropriate circumstances.

Decision And Effective Date

The Board by this order adopts the proposed Regulation No. 9 to be effective on March 11, 2005. (Ten (10) days after the publication of this Order in the *Register of Regulations*).

Text And Citation

The text of the Regulation No. 9 remains as it was published in the *Register of Regulation*, Volume No. 8, Issue No. 7, Saturday, January 1, 2005, (a copy of which is attached).

IT IS SO ORDERED THIS 17th DAY OF February, 2005.

Dr. Jonathan P. Contompasis

Dr. Edwin M. Mow

Dr. Jeffrey Barton

Mr. Nathaniel Gibbs (abstaining)

9.0 Definitions - The following words and terms, when used in this regulation, should have the following meaning unless the context clearly indicates otherwise:

“Conviction”, unless otherwise defined by specific statute, means a verdict of guilty by whether entered by a judge or jury, or a plea of guilty or a plea of nolo contendere or other similar plea such as a “Robinson” or “Alford” plea unless the individual has been discharged under §4218 of Title 11 of the Delaware Code (probation before judgment) or under §1024 of Title 10 (domestic violence diversion program) or by §4764 of Title 16 (first offenders controlled substances diversion program).

“Substantially similar crimes in another State of Jurisdiction”, shall include all crimes prohibited by or punishable under Title 18 of the United States Code Annotated (U.S.C.A.) such as, but not limited to, Federal Health Care offenses.

9.1 Any crime which involves the use of physical force or violence toward or upon the person of another and shall include by way of example and not of limitation the following crimes set forth in Title 11 of the Delaware Code Annotated:

Assaults and Related Offenses

- 9.1.1 §601. Offensive touching;
- 9.1.2 §602. Menacing;
- 9.1.3 §603. Reckless endangering in the second degree;
- 9.1.4 §604. Reckless endangering in the first degree;
- 9.1.5 §605. Abuse of a pregnant female in the second degree;
- 9.1.6 §606. Abuse of a pregnant female in the first degree;
- 9.1.7 §611. Assault in the third degree;
- 9.1.8 §612. Assault in the second degree;
- 9.1.9 §613. Assault in the first degree;
- 9.1.10 §614. Assault on a sports official.
- 9.1.11 §615. Assault by abuse or neglect;
- 9.1.12 §621. Terroristic threatening;
- 9.1.13 §625. Unlawfully administering drugs;
- 9.1.14 §626. Unlawfully administering controlled substance or counterfeit substance or narcotic drugs;
- 9.1.15 §627. Prohibited acts as to substances releasing vapors or fumes;
- 9.1.16 §628. Vehicular assault in the second degree;
- 9.1.17 §629. Vehicular assault in the first degree; 9.1.18 §630. Vehicular homicide in the second degree;
- 9.1.19 §630A. Vehicular homicide in the first degree;
- 9.1.20 §631. Criminally negligent homicide;
- 9.1.21 §632. Manslaughter;
- 9.1.22 §633. Murder by abuse or neglect in the second degree;
- 9.1.23 §634. Murder by abuse or neglect in the first degree;
- 9.1.24 §635. Murder in the second degree;
- 9.1.25 §636. Murder in the first degree;
- 9.1.26 §645. Promoting suicide.

Abortion and Related Offenses

- 9.1.27 §651. Abortion;
- 9.1.28 §653. Issuing abortifacient articles.

Sexual Offenses

- 9.1.29 §763. Sexual harassment;
- 9.1.30 §764. Indecent exposure in the second degree;
- 9.1.31 §765. Indecent exposure in the first degree;
- 9.1.32 §766. Incest;
- 9.1.33 §767. Unlawful sexual contact in the third degree;
- 9.1.34 §768. Unlawful sexual contact in the second degree;
- 9.1.35 §769. Unlawful sexual contact in the first degree;

- 9.1.36 §770. Rape in the fourth degree;
- 9.1.37 §771. Rape in the third degree;
- 9.1.38 §772. Rape in the second degree;
- 9.1.39 §773. Rape in the first degree;
- 9.1.40 §776. Sexual extortion;
- 9.1.41 §777. Bestiality;
- 9.1.42 §778. Continuous sexual abuse of a child;
- 9.1.43 §780. Female genital mutilation.

Kidnapping and Related Offenses

- 9.1.44 §781. Unlawful imprisonment in the second degree;
- 9.1.45 §782. Unlawful imprisonment in the first degree;
- 9.1.46 §783. Kidnapping in the second degree;
- 9.1.47 §783A. Kidnapping in the first degree;
- 9.1.48 §785. Interference with custody;

Coercion

- 9.1.49 §791. Acts constituting coercion;

9.2 Any crime which involves dishonesty or false, fraudulent or aberrant behavior and shall include by way of example and not of limitation the following crimes listed in Title 11 of the Delaware Code Annotated:

Arson and Related Offenses

- 9.2.1 §801. Arson in the third degree;
- 9.2.2 §802. Arson in the second degree;
- 9.2.3 §803. Arson in the first degree;
- 9.2.4 §804. Reckless burning or exploding;
- 9.2.5 §805. Cross or religious symbol burning;

Criminal Trespass and Burglary

- 9.2.6 §820. Trespassing with intent to peer or peep into a window or door of another;
- 9.2.7 §821. Criminal trespass in the third degree;
- 9.2.8 §822. Criminal trespass in the second degree;
- 9.2.9 §823. Criminal trespass in the first degree; 9.2.10 §824. Burglary in the third degree;

- 9.2.11 §825. Burglary in the second degree;
- 9.2.12 §826. Burglary in the first degree;
- 9.2.13 §828. Possession of burglar's tools or instruments facilitating theft;

Robbery

- 9.2.14 §831. Robbery in the second degree;
- 9.2.15 §832. Robbery in the first degree.
- 9.2.16 §835. Carjacking in the second degree;
- 9.2.17 §836. Carjacking in the first degree;

Theft and Related Offenses

- 9.2.18 §840. Shoplifting; class G felony;
- 9.2.19 §840A. Use of illegitimate retail sales receipt or Universal Product Code Label.

- 9.2.20 §841. Theft;
- 9.2.21 §842. Theft; lost or mislaid property; mistaken delivery.
- 9.2.22 §843. Theft; false pretense.
- 9.2.23 §844. Theft; false promise.
- 9.2.24 §845. Theft of services.
- 9.2.25 §846. Extortion;
- 9.2.26 §848. Misapplication of property;
- 9.2.27 §849. Theft of rented property;
- 9.2.28 §850. Use, possession, manufacture, distribution and sale of unlawful telecommunication and access devices.

- 9.2.29 §851. Receiving stolen property;
- 9.2.30 §853. Unauthorized use of a vehicle;
- 9.2.31 §854. Identity theft;
- 9.2.32 §859. Larceny of livestock;

9.2.33 §860. Possession of shoplifter's tools or instruments facilitating theft;

Forgery and Related Offenses

9.2.34 §861. Forgery; class F felony;

9.2.35 §862. Possession of forgery devices;

Offenses Involving Falsification of Records

9.2.36 §871. Falsifying business records;

9.2.37 §872. Falsifying business records;

9.2.38 §873. Tampering with public records in the second degree;

9.2.39 §876. Tampering with public records in the first degree;

9.2.40 §877. Offering a false instrument for filing;

9.2.41 §878. Issuing a false certificate;

Bribery Not Involving Public Servants

9.2.42 §881. Bribery;

9.2.43 §882. Bribe receiving;

Frauds on Creditors

9.2.44 §891. Defrauding secured creditors;

9.2.45 §892. Fraud in insolvency;

9.2.46 §893. Interference with levied-upon property;

Other Frauds and Cheats

9.2.47 §900. Issuing a bad check;

9.2.48 §903. Unlawful use of credit card;

9.2.49 §903A. Reencoder and scanning devices;

9.2.50 §906. Deceptive business practices;

9.2.51 §907. Criminal impersonation;

9.2.52 §907A. Criminal impersonation, accident related;

9.2.53 §907B. Criminal impersonation of a police officer;

9.2.54 §908. Unlawfully concealing a will;

9.2.55 §909. Securing execution of documents by deception;

9.2.56 §910. Debt adjusting;

9.2.57 §911. Fraudulent conveyance of public lands;

9.2.58 §912. Fraudulent receipt of public lands;

9.2.59 §913. Insurance fraud;

9.2.60 §913A. Health care fraud;

9.2.61 §914. Use of consumer identification information;

9.2.62 §915. Use of credit card information;

9.2.63 §915A. Credit and debit card transaction receipts;

9.2.64 §916. Home improvement fraud;

9.2.65 §917. New home construction fraud;

Offenses Relating to Recorded Devices

9.2.66 §920. Transfer of recorded sounds;

9.2.67 §921. Sale of transferred recorded sounds;

9.2.68 §922. Improper labeling;

Computer Related Offenses

9.2.69 §932. Unauthorized access.

9.2.70 §933. Theft of computer services.

9.2.71 §934. Interruption of computer services.

9.2.72 §935. Misuse of computer system information.

9.2.73 §936. Destruction of computer equipment.

9.2.74 §937. Unrequested or unauthorized electronic mail or use of network

or software to cause same.

9.2.75 §938. Failure to promptly cease electronic communication upon request.

Offenses Relating to Marriage

9.2.76 §1001. Bigamy;

9.2.77 §1003. Bigamous marriage contracted outside the State.

9.3 Any crime which involves misuse or abuse of children or animals and shall include by way of example and not of limitation the following crimes listed in Title 11 of the Delaware Code Annotated:

Child Welfare; Sexual Offenses, Animal Offenses

- 9.3.1 §1100. Dealing in children;
- 9.3.2 §1101. Abandonment of child;
- 9.3.3 §1102. Endangering the welfare of a child;
- 9.3.4 §1105. Endangering the welfare of an incompetent person;
- 9.3.5 §1106. Unlawfully dealing with a child;
- 9.3.6 §1107. Endangering children;
- 9.3.7 §1108. Sexual exploitation of a child;
- 9.3.8 §1109. Unlawfully dealing in child pornography;
- 9.3.9 §1111. Possession of child pornography;
- 9.3.10 §1112. Sexual offenders; prohibitions from school zones.
- 9.3.11 §1112A. Sexual solicitation of a child;
- 9.3.12 §1113. Criminal non-support and aggravated criminal non-support.
- 9.3.13 §1114. Body-piercing; tattooing or branding;
- 9.3.14 §1114A. Tongue-splitting;
- 9.3.15 §1116. Sale or distribution of tobacco products to minors;
- 9.3.16 §1117. Notice;
- 9.3.17 §1119. Distribution of cigarettes through vending machines;
- 9.3.18 §1120. Distribution of tobacco products;
- 9.3.19 §1124. Purchase or receipt of tobacco products by minor;
- 9.3.20 §1325. Cruelty to animals;
- 9.3.21 §1325A. The unlawful trade in dog or cat by-products;
- 9.3.22 §1326. Animals; fighting and baiting prohibited;
- 9.3.23 §1327. Maintaining a dangerous animal;

9.4 Any crime which involves offenses against the public order the commission of which may tend to bring discredit upon the profession and which are thus substantially related to one's fitness to practice such profession and shall include by way of example and not of limitation the following crimes listed in Title 11 of the Delaware Code Annotated:

Bribery and Improper Influence

- 9.4.1 §1201. Bribery;
- 9.4.2 §1203. Receiving a bribe;
- 9.4.3 §1205. Giving unlawful gratuities;
- 9.4.4 §1206. Receiving unlawful gratuities;
- 9.4.5 §1207. Improper influence;
- 9.4.6 §1211. Official misconduct;
- 9.4.7 §1212. Profiteering.

Perjury and related offenses

- 9.4.8 §1221. Perjury in the third degree;
- 9.4.9 §1222. Perjury in the second degree;
- 9.4.10 §1223. Perjury in the first degree;
- 9.4.11 §1233. Making a false written statement; 9.4.12§1239. Wearing

a disguise during the commission of a felony;

- 9.4.13 §1240. Terroristic threatening of public officials or public servants;
- 9.4.14 §1241. Refusing to aid a police officer;
- 9.4.15 §1243. Obstructing fire-fighting operations;
- 9.4.16 §1244. Hindering prosecution;
- 9.4.17 §1245. Falsely reporting an incident;
- 9.4.18 §1246. Compounding a crime;
- 9.4.19 §1248. Obstructing the control and suppression of rabies;
- 9.4.20 §1249. Abetting the violation of driver's license restrictions;
- 9.4.21 §1250. Offenses against law-enforcement animals;
- 9.4.22 §1251. Escape in the third degree;
- 9.4.23 §1252. Escape in the second degree;
- 9.4.24 §1253. Escape after conviction;
- 9.4.25 §1254. Assault in a detention facility;

9.4.26	§1257A.	Use of an animal to avoid capture;
9.4.27	§1259.	Sexual relations in detention facility;
9.4.28	§1260.	Misuse of prisoner mail.
Offenses Relating to Judicial and Similar Proceedings		
9.4.29	§1261.	Bribing a witness;
9.4.30	§1262.	Bribe receiving by a witness;
9.4.31	§1263.	Tampering with a witness;
9.4.32	§1263A.	Interfering with child witness.
9.4.33	§1264.	Bribing a juror;
9.4.34	§1265.	Bribe receiving by a juror;
9.4.35	§1266.	Tampering with a juror;
9.4.36	§1267.	Misconduct by a juror;
9.4.37	§1269.	Tampering with physical evidence;
9.4.38	§1271.	Criminal contempt;
9.4.39	§1271A.	Criminal contempt of a domestic violence protective order;
9.4.40	§1273.	Unlawful grand jury disclosure.

9.5 Any crime which involves offenses against a public health order and decency which may tend to bring discredit upon the profession, specifically including the below listed crimes from Title 11 of the Delaware Code Annotated which evidence a lack of appropriate concern for the safety and well being of another person or persons in general or sufficiently flawed judgment to call into question the individuals ability to make health care decisions or advise upon health care related matters for other individuals.

Disorderly Conduct and Related Offenses

9.5.1	§1301.	Disorderly conduct;
9.5.2	§1302.	Riot;
9.5.3	§1304.	Hate crimes;
9.5.4	§1311.	Harassment;
9.5.5	§1312.	Aggravated harassment;
9.5.6	§1312A.	Stalking;
9.5.7	§1313.	Malicious interference with emergency communications;
9.5.8	§1315.	Public intoxication;
9.5.9	§1316.	Registration of out-of-state liquor agents;
9.5.10	§1320.	Loitering on property of a state-supported school, college or university;
9.5.11	§1321.	Loitering
9.5.12	§1322.	Criminal nuisance;
9.5.13	§1323.	Obstructing public passages;
9.5.14	§1324.	Obstructing ingress to or egress from public buildings;
9.5.15	§1331.	Desecration;
9.5.16	§1332.	Abusing a corpse;
9.5.17	§1333.	Trading in human remains and associated funerary objects.
9.5.18	§1335.	Violation of privacy;
9.5.19	§1338.	Bombs, incendiary devices, Molotov cocktails and explosive devices;

9.5.20	§1339.	Adulteration;
9.5.21	§1340.	Desecration of burial place.

Offenses Involving Public Indecency

9.5.22	§1341.	Lewdness;
9.5.23	§1342.	Prostitution;
9.5.24	§1343.	Patronizing a prostitute prohibited.
9.5.25	§1351.	Promoting prostitution in the third degree;
9.5.26	§1352.	Promoting prostitution in the second degree;
9.5.27	§1353.	Promoting prostitution in the first degree;
9.5.28	§1355.	Permitting prostitution;

Obscenity

9.5.29	§1361.	Obscenity; acts constituting;
9.5.30	§1365.	Obscene literature harmful to minors;
9.5.31	§1366.	Outdoor motion picture theatres;
Offenses Involving Gambling		
9.5.32	§1403.	Advancing gambling in the first degree;
9.5.33	§1404.	Providing premises for gambling;
9.5.34	§1405.	Possessing a gambling device; class A misdemeanor.
9.5.35	§1406.	Being concerned in interest in keeping any gambling device;
9.5.36	§1407.	Engaging in a crap game;
9.5.37	§1411.	Unlawfully disseminating gambling information.

9.6 Any crime which involves the illegal possession or the misuse or abuse of narcotics, or other addictive substances and those non-addictive substances with a substantial capacity to impair reason or judgment and shall include by way of example and not of limitation the following crimes listed in Chapter 47 of Title 16 of the Delaware Code Annotated:

9.6.1	§4751.	Prohibited acts A;
9.6.2	§4752.	Prohibited acts B;
9.6.3	§4752A.	Unlawful delivery of noncontrolled substance.
9.6.4	§4753.	Prohibited acts C.
9.6.5	§4753A.	Trafficking in marijuana, cocaine, illegal drugs, methamphetamines, L.S.D., or designer drugs.
9.6.6	§4754.	Prohibited acts D;
9.6.7	§4754A.	Possession and delivery of noncontrolled prescription drug.
9.6.8	§4755.	Prohibited acts E;
9.6.9	§4756.	Prohibited acts;
9.6.10	§4757.	Hypodermic syringe or needle; delivering or possessing; disposal; exceptions;
9.6.11	§4758.	Keeping drugs in original containers.
9.6.12	§4761.	Distribution to persons under 21 years of age;
9.6.13	§4761A.	Purchase of drugs from minors;
9.6.14	§4767.	Distribution, delivery, or possession of controlled substance within 1,000 feet of school property;
9.6.15	§4768.	Distribution, delivery or possession of controlled substance in or within 300 feet of park, recreation area, church, synagogue or other place of worship.

9.7 Any crime which involves the misuse or illegal possession or sale of a deadly weapon or dangerous instrument and shall include by way of example and not of limitation the following crimes listed in Title 11 of the Delaware Code Annotated:

Offenses Involving Deadly Weapons and Dangerous Instruments

9.7.1	§1442.	Carrying a concealed deadly weapon;
9.7.2	§1443.	Carrying a concealed dangerous instrument;
9.7.3	§1444.	Possessing a destructive weapon;
9.7.4	§1445.	Unlawfully dealing with a dangerous weapon;
9.7.5	§1446.	Unlawfully dealing with a switchblade knife;
9.7.6	§1447.	Possession of a deadly weapon during commission of a felony;
9.7.7	§1447A.	Possession of a firearm during commission of a felony;
9.7.8	§1448.	Possession and purchase of deadly weapons by persons prohibited;
9.7.9	§1448A.	Criminal history record checks for sales or firearms;
9.7.10	§1449.	Wearing body armor during commission of felony;
9.7.11	§1450.	Receiving a stolen firearm;
9.7.12	§1451.	Theft of a firearm;
9.7.13	§1452.	Unlawfully dealing with knuckles-combination knife;
9.7.14	§1453.	Unlawfully dealing with martial arts throwing star;
9.7.15	§1454.	Giving a firearm to person prohibited;
9.7.16	§1455.	Engaging in a firearms transaction on behalf of another;
9.7.17	§1456.	Unlawfully permitting a minor access to a firearm;
9.7.18	§1457.	Possession of a weapon in a Safe School and Recreation Zone;

enforcement officer;	9.7.19	§1458.	Removing a firearm from the possession of a law
altered serial number;	9.7.20	§1459.	Possession of a weapon with a removed, obliterated or
	9.7.21	§1471.	Prohibited acts.
			Offenses Involving Drug Paraphernalia
	9.7.22	§4774.	Penalties.
			Offenses Involving Organized Crime and Racketeering
Offenses Involving Intimidation of Victims or Witnesses	9.7.23	§1504.	Criminal Penalties for Organized Crime & Racketeering
	9.7.25	§3533.	Aggravated act of intimidation, Class D felony
	9.7.24	§3532.	Acts of Intimidation: Class E felony
			Other Crimes
Carelessly Starting Fires;	9.7.26	Title 3 §1041.	Willfully or maliciously starting fires;
	9.7.27	§1043.	Setting fire to woodland; Unseasonable Marsh Burning.
months;	9.7.28	Title 4 §901.	Offenses carrying penalty of imprisonment for 3 to 6
imprisonment of 3 to 6 months on failure to pay fine;	9.7.29	§902.	Offenses carrying penalty of fine of \$500 to \$1,000 or
imprisonment for 1 month on failure to pay fine;	9.7.30	§903.	Offenses carrying penalty of fine of not more than \$100
	9.7.31	§904.	Offenses concerning certain persons;
apparatus, mash, etc., by unlicensed person;	9.7.32	§905.	Unlicensed manufacture of alcoholic liquor; Possession of still,
	9.7.33	§906.	Transportation or shipment;
	9.7.34	§907.	Interference with officer or inspector;
	9.7.35	§908.	Failure of licensee to file report;
	9.7.36	§909.	Violation of rules respecting liquor taxes.
seeing eye dog.	9.7.37	Title 7 §1717.	Unauthorized acts against a service guide or
intercepting device;	9.7.38	Title 11 §2403.	Manufacture, possession or sale of
	9.7.39	§2410.	Breaking and entering, etc. to place or remove equipment;
	9.7.40	§2412.	Obstruction, impediment or prevention of interception;
	9.7.41	§2422.	Divulging contents of communications;
	9.7.42	§3532.	Act of intimidation;
	9.7.43	§3533.	Aggravated act of intimidation;
	9.7.44	§3534.	Attempt to intimidate;
	9.7.45	§8523.	Penalties [for violation of reporting provision re: SBI];
information required under §8561 or for those providing false information]	9.7.46	§8562.	Penalties [for failure of child-care provider to obtain
employment in a public school]	9.7.47	§8572.	Penalties [for providing false information when seeking
	9.7.48	§9016.	Filing false claim [under Victims' Compensation Fund].
	9.7.49	Title 12 §210.	Alteration, theft or destruction of Will.
nursing facility.	9.7.50	Title 16 §1136.	Abuse or neglect of a patient or resident of a
proof of insurance;	9.7.51	Title 21 §2118A.	Unlawful possession or manufacture of
	9.7.52	§2133.	Penalties; jurisdiction of justices of the peace.
	9.7.53	§2315.	False statements;
certificate of origin, registration sticker or vehicle I identification plate;	9.7.54	§2316.	Altering or forging certificate of title, manufacturer's

	9.7.55	§2620.	False statements; incorrect or incomplete information;
	9.7.56	§2703.	License to operate a motorcycle, motorbike, etc.;
license to persons under 18 years of age;	9.7.57	§2710.	Issuance of a Level 1 Learner's Permit and Class D operator's
	9.7.58	§2722.	Restricted licenses based on driver's physical limitations;
card;	9.7.59	§2751.	Unlawful application for or use of license or identification
	9.7.60	§2752.	False statements;
	9.7.61	§2756.	Driving vehicle while license is suspended or revoked; penalty;
driver's licenses or identification cards.	9.7.62	§2760.	Duplication, reproduction, altering, or counterfeiting of
	9.7.63	Title 23 §2302.	Operation of a vessel or boat while under the
influence of intoxicating liquor and/or drugs;	9.7.64	§2305.	Penalties; jurisdiction.
	9.7.65	Title 24 §903.	Sale to persons under 21 or intoxicated
persons.	9.7.66	Title 29 §3107.	Motor vehicle safety-responsibility; False
statements;	9.7.67	§4175A.	Reckless driving;
	9.7.68	§4177.	Driving a vehicle while under the influence or with a
prohibited alcohol content; evidence; arrests; and penalties.	9.7.69	§4177M.	Operating a commercial motor vehicle with a
prohibited blood alcohol concentration or while impaired by drugs;	9.7.70	§4183.	Parking areas for vehicles being used by persons with
disabilities;	9.7.71	§4198J.	Bicycling on highways under influence of drugs or alcohol;
(EPAMD);	9.7.72	§4198O.	Operation of electric personal assistive mobility devices
damage or injury;	9.7.73	§4201.	Duty of driver involved in accident resulting in property
to any person;	9.7.74	§4202.	Duty of driver involved in accident resulting in injury or death
	9.7.75	§4203.	Duty to report accidents; evidence;
	9.7.76	§4204.	Report of damaged vehicles; cars involved in fatal accidents;
key-cutting devices, lock picks or lock picking devices and hot wires;	9.7.77	§4604.	Possession of motor vehicle master keys, manipulative keys,
	9.7.78	§6420.	Odometers penalties;
	9.7.79	§6702.	Driving vehicle without consent of owner;
	9.7.80	§6704.	Receiving or transferring stolen vehicle;
vehicle, bicycle or engine; removed or affixed license/registration plate with intent to misrepresent identity;	9.7.81	§6705.	Removed, falsified or unauthorized identification number on
	9.7.82	§6707.	Penalty;
identification plates; confidential vehicle identification numbers;	9.7.83	§6709.	Removal of warranty or certification stickers; vehicle
cards, vehicle identification plates and warranty stickers.	9.7.84	§6710.	Unlawful possession of assigned titles, assigned registration
	9.7.85	Title 30 §571.	Attempt to evade or defeat tax;
	9.7.86	§572.	Failure to collect or pay over tax;
	9.7.87	§573.	Failure to file return, supply information or pay tax;
	9.7.88	§574.	Fraud and false statements;
	9.7.89	§576.	Misdemeanors.
	9.7.90	Title 31§1007.	Fraudulent acts penalties;
adult]	9.7.91	§3913.	Welfare violations [knowing or reckless abuse of an infirm

9.8 Any crime which is a violation of Title 24, Chapter 5 as it may be amended from time to time or of any other statute which requires the reporting of a medical situation or condition to state, federal or local authorities

or a crime which constitutes a violation of the Podiatric Practice Act of the state in which the conviction occurred or in which the physician is licensed.

9.9 The Board reserves the jurisdiction and authority to modify this regulation as and if it becomes necessary to either add or delete crimes including such additions as may be required on an emergency basis under 29 **Del.C.** §10119 to address imminent peril to the public health, safety or welfare.

*Please Note: As the rest of the sections were not amended, they are not being published. A complete set of the rules and regulations for the Board of Podiatry is available at:

<http://www.professionallicensing.state.de.us/boards/podiatry/index.shtml>

8 DE Reg. 1273 (3/1/05)