

28 (1) "Unlawful conduct" means conduct, by any person, that is defined as unlawful  
 29 under this title and includes:

30 (a) practicing or engaging in, representing oneself to be practicing or engaging in, or  
 31 attempting to practice or engage in any occupation or profession requiring licensure under this  
 32 title if the person is:

33 (i) not licensed to do so or not exempted from licensure under this title; or

34 (ii) restricted from doing so by a suspended, revoked, restricted, temporary,  
 35 probationary, or inactive license;

36 (b) (i) impersonating another licensee or practicing an occupation or profession under a  
 37 false or assumed name, except as permitted by law; or

38 (ii) for a licensee who has had a license under this title reinstated following disciplinary  
 39 action, practicing ~~H~~→ [an] the same ←~~H~~ occupation or profession using a different name than the  
 39a name used before  
 40 the disciplinary action, except as permitted by law and after notice to, and approval by, the  
 41 division;

42 (c) knowingly employing any other person to practice or engage in or attempt to  
 43 practice or engage in any occupation or profession licensed under this title if the employee is  
 44 not licensed to do so under this title;

45 (d) knowingly permitting the person's authority to practice or engage in any occupation  
 46 or profession licensed under this title to be used by another, except as permitted by law;

47 (e) obtaining a passing score on a licensure examination, applying for or obtaining a  
 48 license, or otherwise dealing with the division or a licensing board through the use of fraud,  
 49 forgery, or intentional deception, misrepresentation, misstatement, or omission; or

50 (f) (i) issuing, or aiding and abetting in the issuance of, an order or prescription for a  
 51 drug or device to a person located in this state:

52 (A) without prescriptive authority conferred by a license issued under this title, or by  
 53 an exemption to licensure under this title; or

54 (B) with prescriptive authority conferred by an exception issued under this title or a  
 55 multistate practice privilege recognized under this title, if the prescription was issued without  
 56 first obtaining information, in the usual course of professional practice, that is sufficient to  
 57 establish a diagnosis, to identify underlying conditions, and to identify contraindications to the  
 58 proposed treatment; and