

## Exact Language

### 1760. Disciplinary Guidelines

In reaching a decision on a disciplinary action under the Administrative Procedure Act (Government Code section 11400 et seq.) the board shall consider the disciplinary guidelines entitled "Disciplinary Guidelines"; (Rev. ~~1/22/97~~ 1/2001), which are hereby incorporated by reference.

Deviation from these guidelines and orders, including the standard terms of probation, is appropriate where the board, in its sole discretion, determines that the facts of the particular case warrant such a deviation -- the presence of mitigating factors; the age of the case; evidentiary problems.

Note: Authority cited: Section 4005, ~~of the~~ Business and Professions Code and sections 11400.20 ~~and 11400.21, of the~~ Government Code.

Reference: Sections 4300, ~~and 4301 and 4303 of the~~ , Business and Professions Code and sections 11400.20, ~~11400.21 and 11425.50(e), of the~~ Government Code.

(9/27/01)