

(2) BE VERIFIED BY A PERSON WHO IS FAMILIAR WITH THE ALLEGED FACTS;

(3) REQUEST BOARD ACTION; AND

(4) BE FILED IN DUPLICATE WITH THE SECRETARY OF THE BOARD.

(C) DUTIES OF BOARD.

(1) THE BOARD SHALL INVESTIGATE EACH COMPLAINT FILED WITH THE BOARD IF THE COMPLAINT:

(I) ALLEGES FACTS THAT ARE GROUNDS FOR ACTION UNDER § 4-314 OF THIS SUBTITLE; AND

(II) MEETS THE REQUIREMENTS OF THIS SECTION.

(2) IF THE BOARD BEGINS ACTION ON ITS OWN INITIATIVE OR IF AFTER INVESTIGATION IT ELECTS TO SUBSTITUTE ITS OWN COMPLAINT FOR ONE FILED BY A PERSON WHO IS NOT A MEMBER OF THE BOARD, THE BOARD SHALL PREPARE A WRITTEN COMPLAINT.

REVISOR'S NOTE: This section is new language derived without substantive change from Art. 32, § 14(a), (b), and the references to investigation and drawing of complaints in (c).

Subsection (c)(2) of this section states expressly what presently is only implied in the law -- i.e., that the Board must prepare the complaint if it initiates the action, and that, after investigating a complaint filed with it, the Board may substitute its own complaint.

The balance of present Art. 32, § 14(c) now appears in § 4-317 of this subtitle.

4-316. PENALTY INSTEAD OF SUSPENSION OR IN ADDITION TO SUSPENSION OR REVOCATION.

(A) IMPOSITION OF PENALTY.

IF AFTER A HEARING UNDER § 4-317 OF THIS SUBTITLE THE BOARD FINDS THAT THERE ARE GROUNDS UNDER § 4-314 OF THIS SUBTITLE TO SUSPEND OR REVOKE A GENERAL LICENSE TO PRACTICE DENTISTRY, A LIMITED LICENSE TO PRACTICE DENTISTRY, OR A TEACHER'S LICENSE TO PRACTICE DENTISTRY, THE BOARD MAY IMPOSE A PENALTY NOT EXCEEDING \$5,000:

(1) INSTEAD OF SUSPENDING THE LICENSE; OR

(2) IN ADDITION TO SUSPENDING OR REVOKING THE LICENSE.