

7-605. REVOCATION OF LICENSE TO PRACTICE MIDWIFERY.

(A) DISCRETIONARY REVOCATION.

SUBJECT TO THE HEARING PROVISIONS OF § 7-313 OF THIS TITLE, THE BOARD MAY REVOKE THE LICENSE OF A LICENSED NURSE MIDWIFE WHO IS CONVICTED TWICE OF VIOLATING ANY PROVISION OF THIS SUBTITLE.

(B) MANDATORY REVOCATION.

SUBJECT TO THE HEARING PROVISIONS OF § 7-313 OF THIS TITLE, THE BOARD SHALL REVOKE THE LICENSE OF A LICENSED NURSE MIDWIFE WHO IS CONVICTED OF PRODUCING A CRIMINAL ABORTION OR CRIMINALLY INDUCING PREMATURE LABOR. THE BOARD MAY NOT REINSTATE OR ISSUE A NEW LICENSE TO A FORMER LICENSEE WHOSE LICENSE HAS BEEN REVOKED UNDER THIS SUBSECTION.

REVISOR'S NOTE: This section is new language derived without substantive change from present Art. 43, §§ 91(b) and 92.

The present references to these actions being in addition to any other penalty are deleted as unnecessary.

For the disciplinary powers of the Board regarding licensed practical nurses and registered nurses see § 7-312 of this title.

The attention of the General Assembly is called to subsection (a) of this section, which seems to imply that before the Board may take action against a nurse midwife, the nurse midwife must be convicted twice of violating this subtitle. Also it is unclear if the Board has any lesser power than license revocation under subsection (a) of this section.

See Art. 43, § 139 of the Code for the provisions that relate to producing a criminal abortion or criminally inducing premature labor.

7-606. DUTY TO NOTIFY PHYSICIAN.

IF, WHILE PRACTICING MIDWIFERY, A LICENSED NURSE MIDWIFE ATTENDS A WOMAN WHO DOES NOT DELIVER A CHILD SPONTANEOUSLY WITHIN A REASONABLE TIME, THE LICENSED NURSE MIDWIFE PROMPTLY SHALL NOTIFY A PHYSICIAN.

REVISOR'S NOTE: This section is new language derived without substantive change from the first clause of the second sentence of Art. 43, § 87.

7-607. PRACTICING WITHOUT LICENSE.