

(E) SAME -- EXCEPTION FOR CERTAIN SUPERVISED, UNLICENSED INDIVIDUALS.

AN UNLICENSED INDIVIDUAL WHO ACTS UNDER § 7-102(B)(3) OF THIS TITLE MAY USE THE WORD "NURSING" TOGETHER WITH ANOTHER WORD TO DESCRIBE THE OCCUPATION OF THE INDIVIDUAL, AS IN PHRASES SUCH AS "NURSING AIDE" AND "NURSING ASSISTANT".

REVISOR'S NOTE: This section is new language derived in part from the last clause of the second sentence of Art. 43, § 290 and the second sentence of § 291(d) and from Art. 43, §§ 295(e), 296(f), and 301(a)(4) and (5). This section is revised in the standard language used throughout this article to express a prohibition against false representations of authority to practice a health occupation.

As to subsection (d) of this section, the present law prohibits a person from using the term "licensed practical nurse" if the person is not authorized to practice licensed practical nursing under this title. The General Assembly may wish to expand this prohibition to include the similar term "practical nurse".

The balance of the second sentence of Art. 43, § 290 now appears in § 7-701 of this subtitle.

For a similar provision with regard to licensed nurse midwives, see § 7-608 of this title.

7-704. SELLING FRAUDULENT RECORDS, DIPLOMAS, OR LICENSES.

A PERSON MAY NOT SELL, FRAUDULENTLY OBTAIN, FRAUDULENTLY PROVIDE, OR FRAUDULENTLY AID OR ABET THE SALE, FRAUDULENT OBTAINMENT, OR FRAUDULENT PROVISION OF ANY RECORD, NURSING DIPLOMA, LICENSE, OR LICENSE RENEWAL.

REVISOR'S NOTE: This section is new language derived without substantive change from Art. 43, § 301(a)(1).

7-705. PRACTICING WITH FRAUDULENT RECORD, DIPLOMA, OR LICENSE.

(A) PRACTICE REGISTERED NURSING.

A PERSON MAY NOT PRACTICE REGISTERED NURSING UNDER COLOR OF ANY DIPLOMA, LICENSE, OR RECORD THAT IS:

(1) ILLEGALLY OR FRAUDULENTLY OBTAINED; OR

(2) SIGNED OR ISSUED UNLAWFULLY OR BY FRAUDULENT REPRESENTATION.