

incomprehensible and, in any event, more limited present provision that requires "filing with the Board his affidavit of such facts".

8-313. INVESTIGATIONS; REPRIMANDS, SUSPENSIONS, AND REVOCATIONS -- GROUNDS AVAILABLE.

(A) INVESTIGATIONS.

THE BOARD SHALL INVESTIGATE AND TAKE APPROPRIATE ACTION AS TO ANY COMPLAINT FILED WITH THE BOARD THAT ALLEGES THAT A LICENSEE HAS FAILED TO MEET ANY STANDARD OF THE BOARD.

(B) REPRIMANDS, SUSPENSIONS, AND REVOCATIONS -- GROUNDS AVAILABLE.

SUBJECT TO THE HEARING PROVISIONS OF § 8-314 OF THIS SUBTITLE, THE BOARD MAY REPRIMAND ANY LICENSEE OR SUSPEND OR REVOKE A LICENSE IF THE LICENSEE:

(1) FRAUDULENTLY OR DECEPTIVELY OBTAINS OR ATTEMPTS TO OBTAIN A LICENSE FOR THE LICENSEE OR FOR ANOTHER;

(2) FRAUDULENTLY OR DECEPTIVELY USES A LICENSE;
OR

(3) OTHERWISE FAILS TO MEET SUBSTANTIALLY THE STANDARDS OF PRACTICE ADOPTED BY THE BOARD UNDER § 8-205 OF THIS TITLE.

REVISOR'S NOTE: This section is new language derived without substantive change from the second clause of Art. 43, § 770(a)(3) and from Art. 43, § 770(a)(5).

In the introductory language of subsection (b) of this section, the reference to the power of the Board to reprimand a licensee is added to this and, where necessary, corresponding sections of other titles of this article, to state specifically a power that is inherent in the express power to suspend or revoke a license.

Subsection (b) (1) and (2) of this section is new language added to conform to similar provisions governing other health occupations in present Art. 43. It states fundamental grounds for disciplining a licensee. For examples of such provisions in the present law, see present Art. 43, § 130(h)(1), as to physicians, and present Art. 43, § 266A(c)(1)(iii), as to pharmacists.

See also § 8-403 of this title, which provides a prohibition against selling, fraudulently obtaining, or furnishing a license or practicing as a nursing home administrator under any license unlawfully or fraudulently obtained.