

(24) PERFORMS AN ABORTION OUTSIDE A LICENSED HOSPITAL.

REVISOR'S NOTE: This section is new language derived without substantive change from the last clause of the first sentence of Art. 43, § 130(b) and from Art. 43, § 130(h).

Also in the introductory language of this section, the present provision requiring "six votes" for suspension or revocation is restated, without substantive change, in more general language. The new language conforms to similar provisions in other titles of this article and will accommodate possible future legislative changes in the number of members to be appointed to the Commission, without the necessity of enacting a conforming change here. As to the current "full authorized membership" of the Commission, see § 14-402(a)(1) of this title.

Also as to the introductory language to this section, the present statement that the Commission may "dismiss the charges" is deleted as unnecessary. See also § 14-506(b) of this subtitle.

Items (1) and (2) of this section, which are derived from present Art. 43, § 130(h)(1), are rephrased in standard language used in similar provisions governing other health occupations in present Art. 43. They state fundamental grounds for disciplining a licensee. For an example of a similar provision in the present law, see present Art. 43, § 266A(c)(1)(iii), as to pharmacists.

In item (6) of this section, the reference to proceeding even if an appeal or other proceeding to have the conviction or plea set aside is pending is added to clarify that once there is a court conviction the Board may act.

In item (9) of this section, the present phrase "illegal use of" is deleted as misleading. Any addition to a controlled dangerous substance is grounds for action under this section.

In item (19) of this section, the present exception as to a person "in an accredited preceptorship or residency training program" is deleted as unnecessary because the practice of medicine by such a person is not "unauthorized".

In item (22) of this section, the phrase "grounds for disciplinary action" is substituted for the