

Administrative Procedure Act, which provides a right of judicial review of any "final decision" of an agency in a "contested case". A situation is a contested case if a party has a right to a hearing (see the Administrative Procedure Act definition of "contested case" in Art. 41, § 244 of the Code).

As to the application of this section, the Board of Review has general jurisdiction over final decisions of the Board under this subtitle. Therefore, for some actions, a decision of the Board of Review is a prerequisite to judicial review. Subsection (a) of this section reflects that general procedure. The Board of Review, however, does not have jurisdiction over any disciplinary action taken by the Board. Consequently, subsection (b) of this section expressly provides for direct judicial review for persons aggrieved under § 18-310 of this subtitle.

The new language substituted in this section better coordinates the combined requirements of the Administrative Procedure Act and the laws regarding the Board of Review. These provisions apply in any event. No substantive change is intended.

#### 18-313. REINSTATEMENT OF SUSPENDED OR REVOKED LICENSES.

IF A LICENSE HAS BEEN ~~SUSPENDED-OR~~ REVOKED UNDER § 18-310 OF THIS SUBTITLE, THE BOARD MAY REINSTATE THAT LICENSE ON THE AFFIRMATIVE VOTE OF A MAJORITY OF THE FULL AUTHORIZED MEMBERSHIP OF THE BOARD.

REVISOR'S NOTE: This section is new language derived without substantive change from the first sentence of Art. 43, § 869(c).

The reference to "suspension" is new language added to state explicitly the lesser included power of shortening a suspension.

The phrase "full authorized membership of the Board" is substituted for the phrase "a majority of the entire Board" for clarity.

As to the current "full authorized membership of the Board", see § 18-202(a)(1) of this title.

#### SUBTITLE 4. PROHIBITED ACTS; PENALTIES.

##### 18-401. PRACTICING WITHOUT LICENSE.

EXCEPT AS OTHERWISE PROVIDED IN THIS TITLE, A PERSON MAY NOT PRACTICE, ATTEMPT TO PRACTICE, OR OFFER TO PRACTICE SOCIAL WORK IN THIS STATE UNLESS LICENSED BY THE BOARD.