

THE SECRETARY MAY:

(1) PUBLISH SUMMARIES OF JUDGMENTS, DECREES, OR COURT ORDERS ISSUED UNDER THIS SUBTITLE;

(2) OTHERWISE COLLECT, REPORT, OR ILLUSTRATE THE RESULTS OF ANY INVESTIGATION CONDUCTED UNDER THIS SUBTITLE; AND

(3) DISSEMINATE ANY INFORMATION REGARDING ANY FOOD, DRUG, DEVICE, OR COSMETIC IF THE SECRETARY CONSIDERS THE INFORMATION NECESSARY FOR THE PUBLIC HEALTH OR FOR THE PROTECTION OF CONSUMERS AGAINST FRAUD.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 191D, the second sentence of § 194, and the second clause of the first sentence of § 209.

In subsection (a)(1) of this section, references to any person who "packs" or "stores" are added to include expressly all of those persons who are subject to regulation under this subtitle. The terms "device" and "cosmetic" also are added to conform to the terminology used elsewhere throughout this subtitle.

4-245. RESERVED.

4-246. RESERVED.

PART VI. ENFORCEMENT OF SUBTITLE; PROHIBITED ACTS.

4-247. FALSE ADVERTISING.

FOR PURPOSES OF THIS SUBTITLE, AN ADVERTISEMENT FOR A FOOD, DRUG, DEVICE, OR COSMETIC IS CONSIDERED TO BE FALSE IF IT IS FALSE OR MISLEADING IN ANY WAY.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 191A(a).

4-248. PARTICULAR REPRESENTATIONS REGARDING DRUGS AND DEVICES CONSIDERED FALSE ADVERTISEMENTS.

(A) IN GENERAL.

IN ADDITION TO ANY FINDING THAT MAY BE MADE UNDER § 4-247 OF THIS SUBTITLE AND EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, AN ADVERTISEMENT IS CONSIDERED TO BE FALSE IF IT REPRESENTS THAT A DRUG OR DEVICE HAS ANY EFFECT REGARDING ALBUMINURIA, APPENDICITIS, ARTERIOSCLEROSIS, BLOOD POISON, BONE DISEASE, BRIGHT'S DISEASE, CANCER, CARBUNCLES, CHOLECYSTITIS, DIABETES, DIPHTHERIA, DROPSY, ERYSIPELAS,