

5-108. REVISED SCHEDULE OF CONTROLLED POISONS.

(A) IN GENERAL.

(1) IF, UNDER § 5-107 OF THIS SUBTITLE, THE BOARD ADDS ANY POISON TO THE SCHEDULE OF CONTROLLED POISONS, THE BOARD SHALL PUBLISH A REVISED SCHEDULE OF CONTROLLED POISONS.

(2) THE REVISED SCHEDULE SHALL SPECIFY ITS EFFECTIVE DATE.

(B) DISTRIBUTION.

THE BOARD SHALL MAIL A COPY OF THE REVISED SCHEDULE OF CONTROLLED POISONS TO EACH PERSON WHO:

(1) IS AUTHORIZED UNDER THIS SUBTITLE TO SELL OR DISPENSE A CONTROLLED POISON; OR

(2) REQUESTS A SCHEDULE OF CONTROLLED POISONS.

REVISOR'S NOTE: This section is new language derived without substantive change from the last half of former Article 43, § 277(a).

5-109. ADMINISTRATIVE AND JUDICIAL REVIEW.

(A) ORDER OF DEPARTMENT.

ANY PERSON AGGRIEVED BY ANY ORDER ISSUED BY THE DEPARTMENT UNDER THIS SUBTITLE MAY:

(1) APPEAL THAT ORDER TO THE BOARD OF REVIEW;  
AND

(2) THEN TAKE ANY FURTHER APPEAL ALLOWED BY THE ADMINISTRATIVE PROCEDURE ACT.

(B) RULE OR REGULATION.

ANY PERSON AGGRIEVED BY ANY RULE OR REGULATION ADOPTED BY THE DEPARTMENT OR THE BOARD UNDER THIS SUBTITLE MAY APPEAL THE ACTION AS PROVIDED IN THE ADMINISTRATIVE PROCEDURE ACT.

REVISOR'S NOTE: This section is new language derived without substantive change from the eighth sentence of former Article 43, § 277(d) and the second clause of the second sentence of § 280.

Subsection (a) of this section is new language added to comply with the requirement in Article 41, § 206A(c) of the Code that any appeal from