

In subsection (b)(1) of this section, reference to "a permit to operate" is added to specify that inspections under this section are required only for medical laboratories in this State. In practice, an applicant for a permit to represent or service an out-of-state medical laboratory provides, with the application, documentation of the medical laboratory's compliance with the standards.

In subsection (b)(2) of this section, the former limitation that an agreement be with an organization "approved by the Secretary" is deleted as an inherent aspect of the determination by the Secretary to make the agreement.

The part of former Article 43, § 34(a) that related to tissue banks now appears in Subtitle 3 of this title.

Defined terms: "Medical laboratory" § 17-201  
 "Permit" § 17-201 "Secretary" § 1-101

#### 17-203. QUALIFICATIONS OF DIRECTORS.

##### (A) IN GENERAL.

(1) THE SECRETARY SHALL ADOPT RULES AND REGULATIONS THAT SET QUALIFICATIONS FOR DIRECTORS OF MEDICAL LABORATORIES.

(2) THE RULES AND REGULATIONS MAY NOT REQUIRE THAT THE DIRECTOR OF A MEDICAL LABORATORY BE A PHYSICIAN LICENSED UNDER THE HEALTH OCCUPATIONS ARTICLE.

##### (B) SPECIAL CONSIDERATIONS.

ANY INDIVIDUAL WHO, FOR AT LEAST 7 CONSECUTIVE YEARS BEFORE JUNE 1, 1966, WAS DIRECTOR OF A MEDICAL LABORATORY THAT MET THE STANDARDS AND QUALIFICATIONS FOR MEDICAL LABORATORIES IN EFFECT BEFORE JUNE 1, 1966 SHALL BE DEEMED TO MEET THE ACADEMIC AND EXPERIENCE QUALIFICATIONS FOR DIRECTORS THAT THE SECRETARY SETS UNDER THIS SECTION.

REVISOR'S NOTE: Subsection (a)(1) of this section is new language added to state expressly that the Secretary sets these qualifications. This duty is implicit in subsections (a)(2) and (b) of this section, which limit the scope of the qualifications.

Subsections (a)(2) and (b) of this section formerly appeared as the first sentence and the first clause of the second sentence of Article