

twelfth, and fourteenth sentences of Article 43, § 34(a).

Subsection (c) of this section is new language added to clarify the authority of the Secretary to set fees for participation in the proficiency testing program. See § 17-204 of this subtitle.

The only other changes are in style.

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

17-213. OPERATING WITHOUT PERMIT.

(A) IN GENERAL.

EXCEPT AS OTHERWISE PROVIDED IN THIS SUBTITLE, A PERSON MAY NOT OPERATE A MEDICAL LABORATORY IN THIS STATE UNLESS THE PERSON HOLDS A PERMIT ISSUED BY THE SECRETARY.

(B) EXCEEDING SCOPE OF PERMIT.

A PERMIT HOLDER MAY NOT OFFER OR PERFORM ANY SERVICE OF A MEDICAL LABORATORY THAT IS NOT AUTHORIZED BY THE PERMIT.

REVISOR'S NOTE: Subsection (a) of this section is new language derived without substantive change from the sixth sentence of former Article 43, § 34(a).

Subsection (b) of this section is new language added to state expressly that a permit holder is limited by the scope of the permit and is operating without a permit if that scope is exceeded. This addition is implicit in the provision of former Article 43, § 34(a) that required the application to state the class of services to be offered. In practice, the Secretary issues permits that state areas in which the medical laboratory is proficient as to procedures.

The former reference to a "partnership, association or corporation" is deleted as unnecessary in light of the use of the defined term "person".

As to the referenced exceptions, see § 17-205(b) of this subtitle.

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