

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 54K(c)(2) and the fifth sentence of (1).

Subsection (a) of this section is rephrased in standard language used to state affirmatively that a person must hold a permit to operate a medical test unit in this State. See also § 17-412 of this subtitle.

Although former Article 43, § 54K(c)(2) was stated as an exception to this entire subtitle, it is rephrased as an exception to the permit requirement, since this permit provision is the only substantive requirement in this subtitle from which a person needs exemption.

Defined terms: "Department" § 1-101
 "Medical test unit" § 17-401
 "Permit" § 17-401 "Secretary" § 1-101
 "Person" § 1-101

17-405. QUALIFICATIONS OF APPLICANTS.

TO QUALIFY FOR A PERMIT, AN APPLICANT SHALL MEET THE REQUIREMENTS THAT THE SECRETARY ADOPTS UNDER THIS SUBTITLE.

REVISOR'S NOTE: This section is new language derived without substantive change from the second clause of the second sentence of former Article 43, § 54K(c)(1) and from former Article 43, § 54K(d), as that subsection allowed denial of a permit for failure "to comply ... with the provisions of any rules or regulations regularly adopted by the Secretary".

The phrase "requirements that the Secretary adopts under this subtitle" is used to indicate that applicants and permit holders must comply not only with the standards and qualifications set by rule or regulation under § 17-402(a) of this subtitle, but other rules and regulations of the Secretary. In revising this section, however, the broad reference to rules and regulations is limited to rules and regulations adopted under this subtitle.

Defined terms: "Permit" § 17-401
 "Secretary" § 1-101

17-406. APPLICATIONS FOR PERMITS.

(A) IN GENERAL.

AN APPLICANT FOR A PERMIT SHALL SUBMIT AN APPLICATION