

See Article 41, § 250A(c) of the Code.

In subsection (a) of this section, the reference to suspension or revocation of "the authority to offer or perform any class of test that the permit sets forth" is new language added to avoid the cumbersome procedure of revocation of a permit and immediate issuance of a new permit of more limited scope if a medical test unit generally meets the standards, but is deficient in a specific area.

Also in subsection (a) of this section, the reference to action for failure to "meet the requirements that the Secretary adopts under this subtitle" is substituted for the reference to "any rules or regulations regularly adopted by the Secretary", which was overly broad in light of the authority of the Secretary throughout this and other articles and unnecessary in light of the broad authority under this subtitle.

The former specific reference to compliance with the "standards or qualifications" is deleted as unnecessary since they are set by rule or regulation under § 17-402 of this subtitle.

As to inspections generally, see § 17-402(b) of this subtitle.

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

#### 17-412. OPERATING WITHOUT A PERMIT.

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

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

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

As to the referenced exceptions, see § 17-404(b) of this subtitle.

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