

(A) THE SECRETARY MAY:

(1) INVESTIGATE COMPLAINTS CONCERNING THE CONFORMANCE OF A LICENSEE OF MAJOR MEDICAL EQUIPMENT TO THE REQUIREMENTS OF THIS SUBTITLE OR TO THE REGULATIONS ADOPTED UNDER THIS SUBTITLE; AND

(2) INSPECT THE OPERATION OF MAJOR MEDICAL EQUIPMENT LICENSED UNDER THIS SUBTITLE IN ORDER TO VERIFY COMPLIANCE WITH REGULATIONS GOVERNING ADEQUATE SAFETY STANDARDS.

(B) IF THE COMPLAINT CONCERNS THE QUALITY OF MEDICAL CARE, PHYSICIAN PERFORMANCE, OR STANDARD MEDICAL PRACTICE, THE COMPLAINT SHALL BE REFERRED TO THE COMMISSION ON MEDICAL DISCIPLINE OF MARYLAND.

19-1006.

(a) (1) The Secretary may deny a license or a provisional license to any applicant, or suspend, restrict, or revoke a license or a provisional license if the applicant has been convicted of:

(i) A felony that relates to Medicaid; or

(ii) A crime involving moral turpitude.

(2) The Secretary may deny a license or a provisional license to any applicant, restrict, suspend, or revoke any license or a provisional license if the applicant does not meet the requirements of this subtitle or any regulation that the Secretary adopts under this subtitle.

(3) THE SECRETARY MAY DENY A LICENSE UNDER THIS SUBTITLE IF:

(I) THE APPLICANT IS A CORPORATE ENTITY THAT CONTAINS AN OWNER, DIRECTOR, OR OFFICER WHO HELD THE SAME POSITION IN A DIFFERENT CORPORATION WHICH HAD ITS LICENSE REVOKED;

(II) THE INDIVIDUAL APPLICANT HELD THE SAME POSITION DESCRIBED IN ITEM (I) OF THIS PARAGRAPH (3);

(III) THE APPLICANT IS A CORPORATE ENTITY THAT CONTAINS AN OWNER, DIRECTOR, OR OFFICER WHOSE CONDUCT CAUSED THE REVOCATION OF A PRIOR LICENSE; OR

(IV) THE CONDUCT OF AN INDIVIDUAL APPLICANT CAUSED THE REVOCATION OF A PRIOR LICENSE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1986.

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