

clarify the scope of this item and to conform to similar provisions elsewhere in this article.

Also in item (1) of this section, the reference to a "permit" is substituted for the former reference to an "informational statement", since an informational statement is not issued by the Board but, rather, is included in the application submitted to the Board to obtain or renew a permit.

Also in item (1) of this section, the former reference to "misrepresentation" is deleted as unnecessary in light of the broad references to fraud or deceit.

In the introductory language of item (3) of this section, the specific references to a plea of guilty or probation before judgment are added to resolve inconsistencies that existed in former Art. 56, § 473(a)(3). Under that former provision, an individual who pleaded nolo contendere or was convicted with respect to certain crimes was subject to discipline by the Board. However, an individual who pleaded guilty with respect to the same crimes was not subject to discipline unless the individual also was convicted. Similarly, an individual who received probation before judgment after a plea of nolo contendere was subject to discipline by the Board while the same disposition after a plea of either not guilty or guilty with respect to the same crimes precluded disciplinary action. These additions expand the disciplinary power of the Board and, therefore, are called to the attention of the General Assembly.

In item (3)(ii) of this section, the former phrases "in any court of competent jurisdiction" are deleted as surplusage.

In item (8) of this section, the reference to an "unauthorized" person is substituted for the former reference to a person "not licensed as required by this subtitle" since only individuals are licensed under this subtitle but other persons may practice architecture under a permit.

As to the code of ethics to which item (6) of this section refers, see § 3-205 of this title.

The Business Occupations Article Review Committee notes, for consideration by the General Assembly, that the addition of 2 consumer members to the Board in 1974 significantly changed the effect of the vote requirement for taking disciplinary action under this section. As originally formed, the Board consisted of