

- (1) FRAUDULENTLY OR DECEPTIVELY OBTAINS OR ATTEMPTS TO OBTAIN A LICENSE FOR THE APPLICANT OR LICENSEE OR FOR ANOTHER;
- (2) FRAUDULENTLY OR DECEPTIVELY USES A LICENSE;
- (3) IS CONVICTED OF A CRIME INVOLVING MORAL TURPITUDE; OR
- (4) VIOLATES ANY PROVISION OF THIS TITLE.

REVISOR'S NOTE: Items (1), (3) and (4) of this section are new language derived without substantive change from former Art. 56, §§ 521(1), (2), and (7) and 524(6).

Item (2) of this section and the reference to "attempts" in item (1) of this section are new language added to conform to almost all of the occupational licensing acts adopted by the General Assembly in the past several years. See, *e.g.*, the comparable sections on disciplinary actions in the various titles of the Health Occupations Article. The General Assembly expressly decided that the language of these items was to be included in each of those sections as a fundamental ground for disciplining an applicant or licensee.

In the introductory language of this section, the power to "deny a license to any applicant" is a standard provision added to state expressly that which only was implied in the former law -- *i.e.*, the Board may deny a license to an applicant who violates a disciplinary provision under this section.

Also in the introductory language of this section, the reference to the power of the Board to reprimand a licensee is added to state specifically a power that is inherent in the express power to suspend or revoke a license.

The sentence in former Art. 56, § 521(1) that made "[t]he record of conviction, or a certified copy thereof certified by the clerk of the court or by a judge in whose court the conviction is had, ... conclusive evidence of such conviction", is deleted as surplusage.

Former Art. 56, § 521(3) through (6), (8), (10), (11), and, except as it related to replacement, (9), which allowed the Board to take disciplinary action for unethical conduct, practicing while ill, advertising, use of false names, use of inducements, failure to require a medical examination, door-to-door