

Subsection (b) of this section is standard language added to demonstrate clearly the intended application of the referenced subtitle to administrative hearings under this section.

Subsection (c) of this section is new language added to state expressly a power of the Board that is inherent under its authority to conduct a formal administrative hearing under this section.

In subsections (a)(1), (d), (e), and (f) of this section, the word "individual" is substituted for the former words "registrant" and "person", since § 15-318 of this subtitle contemplates action against applicants for licenses as well as licensees but only individuals may apply for or hold licenses.

The introductory language of subsection (a)(1) of this section, "[e]xcept as otherwise provided in Title 10, Subtitle 4 of the State Government Article", is added to clarify that the Board may act summarily under certain circumstances. See SG § 10-405(b).

In subsection (a)(2) of this section, the former requirement that the hearing be conducted "in accordance with ... regulations adopted by the Board" is deleted as unnecessary in light of SG § 10-204, which specifically requires adoption of regulations to govern hearings.

Subsection (d) of this section includes only those provisions that seemed to add to the provisions of Title 10, Subtitle 2 of the State Government Article. Thus, the former references to the rights to appear in person, to cross-examine witnesses, and to present evidence and witnesses in one's own defense are deleted as essentially repetitious of rights already provided under Title 10, Subtitle 2 of the State Government Article.

As to subsection (e) of this section, the statement that the individual may appear with counsel is implicit in the scheme of the procedural provisions under Title 10, Subtitle 2 of the State Government Article; however, since this provision was stated explicitly in former Art. 75 1/2, § 17(d), it is retained in this section.

As to the power of the Board to issue a subpoena for the attendance of a witness or the production of evidence, see § 14-206 of this title.

Defined term: "Board" § 14-101