

(e) Over the signature of an officer or the executive director of the Board, the Board may issue subpoenas and administer oaths in connection with any investigation under this title and any hearings or proceedings before it.

(f) If, without lawful excuse, a person disobeys a subpoena from the Board or an order by the Board to take an oath or to testify or answer a question, then, on petition of the Board, a court of competent jurisdiction may punish the person as for contempt of court.

(g) If after due notice the individual against whom the action is contemplated fails or refuses to appear, nevertheless the Board may hear and determine the matter.

(H) THE HEARING OF CHARGES AGAINST A PERSON MAY NOT BE STAYED OR CHALLENGED BY PROCEDURAL DEFECTS ALLEGED TO HAVE OCCURRED PRIOR TO FILING OF THE CHARGES.

(I) (1) THIS SUBSECTION DOES NOT APPLY TO A CIVIL ACTION BROUGHT BY A PARTY TO A PROCEEDING BEFORE THE BOARD WHO CLAIMS TO BE AGGRIEVED BY THE DECISION OF THE BOARD.

(2) EXCEPT BY THE EXPRESS STIPULATION AND CONSENT OF ALL PARTIES TO A PROCEEDING BEFORE THE BOARD OR ANY OF ITS INVESTIGATORY BODIES, IN A CIVIL OR CRIMINAL ACTION:

(I) THE PROCEEDINGS, RECORDS, OR FILES OF THE BOARD OR ANY OF ITS INVESTIGATORY BODIES ARE NOT DISCOVERABLE AND ARE NOT ADMISSIBLE IN EVIDENCE; AND

(II) ANY ORDER PASSED BY THE BOARD IS NOT ADMISSIBLE IN EVIDENCE.

(3) IF ANY MEDICAL OR HOSPITAL RECORD OR ANY OTHER EXHIBIT IS SUBPOENAED AND OTHERWISE IS ADMISSIBLE IN EVIDENCE, THE USE OF THAT RECORD OR EXHIBIT IN A PROCEEDING BEFORE THE BOARD OR ANY OF ITS INVESTIGATORY BODIES DOES NOT PREVENT ITS PRODUCTION IN ANY OTHER PROCEEDING.

12-316.

~~(a) Except as provided in this section for an action under § 12-313 of this subtitle, any person aggrieved by a final decision of the Board in a contested case, as defined in the Administrative Procedure Act, may:~~

~~(1) Appeal that decision to the Board of Review; and~~

~~(2) Then take any further appeal allowed by the Administrative Procedure Act.~~

~~(b) (1) Any person aggrieved by a final decision of the Board under § 12-313 of this subtitle may not appeal to the Secretary or Board of Review but may take a direct judicial appeal.~~