

(29) Has acted in a manner inconsistent with the health or safety of a person under the certified nursing assistant's OR CERTIFIED MEDICATION TECHNICIAN'S care;

(30) Performs activities that exceed the education and training of the certified nursing assistant OR CERTIFIED MEDICATION technician;

(31) Is expelled from the rehabilitation program established pursuant to § 8-208 of this title for failure to comply with the conditions of the program; or

(32) Abandons a patient; OR

(33) IS A DIRECTOR OF NURSING, OR ACTS IN THE CAPACITY OF A DIRECTOR OF NURSING AND KNOWINGLY EMPLOYS AN INDIVIDUAL WHO IS NOT AUTHORIZED TO PERFORM DELEGATED NURSING DUTIES UNDER THIS SUBTITLE.

(b) If, after a hearing under § 8-317 of this title, the Board finds that there are grounds under subsection (a) of this section to suspend or revoke a certificate to practice as a certified nursing assistant OR CERTIFIED MEDICATION TECHNICIAN, to reprimand a certificate holder, or place a certificate holder on probation, the Board may impose a penalty not exceeding \$500 instead of or in addition to suspending or revoking the certificate, reprimanding the certificate holder, or placing the certificate holder on probation.

(c) (1) An individual whose certificate has been suspended or revoked by the Board shall return the certificate to the Board.

(2) If the suspended or revoked certificate has been lost, the individual shall file with the Board a verified statement to that effect.

(d) The Board shall file a notice for publication in the earliest publication of the Maryland Register of each revocation or suspension of a certificate under this section within 24 hours of the revocation or suspension.

(E) IF A CERTIFICATE ISSUED UNDER THIS SUBTITLE IS SUSPENDED OR REVOKED FOR A PERIOD OF MORE THAN 1 YEAR, THE BOARD MAY REINSTATE THE CERTIFICATE AFTER 1 YEAR IF THE CERTIFICATE HOLDER MEETS THE REQUIREMENTS FOR REINSTATEMENT AS ESTABLISHED BY THE BOARD IN REGULATIONS.

8-6A-12.

(a) Unless the Board agrees to accept the surrender of a certificate, a certified nursing assistant OR CERTIFIED MEDICATION TECHNICIAN may not surrender the certificate nor may the certificate lapse by operation of law while the certificate holder is under investigation or while charges are pending against the certified nursing assistant OR CERTIFIED MEDICATION TECHNICIAN.

(b) The Board may set conditions on its agreement with the certified nursing assistant OR CERTIFIED MEDICATION TECHNICIAN under investigation or against whom charges are pending to accept surrender of the certificate.