

SENATE BILL 380

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4lr2394
CF HB 302

By: **Senator Conway**

Introduced and read first time: January 23, 2014

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 21, 2014

CHAPTER _____

1 AN ACT concerning

2 **State Board of Podiatric Medical Examiners – Cease and Desist Orders and**
3 **Fines**

4 FOR the purpose of authorizing the State Board of Podiatric Medical Examiners to
5 issue cease and desist orders or obtain injunctive relief for a violation of certain
6 provisions of law; requiring the Board, to assess certain fines in accordance with
7 certain regulations, ~~to levy and pay certain fines into the State Board of~~
8 ~~Podiatric Medical Examiners Fund~~; and generally relating to the State Board of
9 Podiatric Medical Examiners and cease and desist orders and fines for
10 practicing without a license.

11 BY repealing and reenacting, without amendments,
12 Article – Health Occupations
13 Section 16–101(a) and (b) and 16–501
14 Annotated Code of Maryland
15 (2009 Replacement Volume and 2013 Supplement)

16 BY adding to
17 Article – Health Occupations
18 Section 16–319.1
19 Annotated Code of Maryland
20 (2009 Replacement Volume and 2013 Supplement)

21 BY repealing and reenacting, with amendments,
22 Article – Health Occupations

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 Section 16-505
 2 Annotated Code of Maryland
 3 (2009 Replacement Volume and 2013 Supplement)

4 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
 5 MARYLAND, That the Laws of Maryland read as follows:

6 **Article – Health Occupations**

7 16-101.

8 (a) In this title the following words have the meanings indicated.

9 (b) “Board” means the State Board of Podiatric Medical Examiners.

10 **16-319.1.**

11 **THE BOARD MAY ISSUE A CEASE AND DESIST ORDER OR OBTAIN**
 12 **INJUNCTIVE RELIEF FOR A VIOLATION OF § 16-501 OF THIS TITLE.**

13 16-501.

14 Except as otherwise provided in this title, a person may not practice, attempt to
 15 practice, or offer to practice podiatry in this State unless licensed by the Board.

16 16-505.

17 (a) Any person who practices, attempts to practice, or offers to practice
 18 podiatry in this State without complying with the provisions of this title is guilty of a
 19 misdemeanor and on conviction is subject to a fine not exceeding \$5,000 or
 20 imprisonment not exceeding 90 days.

21 (b) Any person who violates § 16-501 of this subtitle is subject to a civil fine
 22 of not more than \$50,000 to be, ~~IN~~ **ASSESSED BY THE BOARD IN ACCORDANCE**
 23 **WITH REGULATIONS ADOPTED BY THE BOARD;**

24 ~~(1) Levied] LEVIED by the Board; AND~~

25 ~~(2) PAID INTO THE STATE BOARD OF PODIATRIC MEDICAL~~
 26 ~~EXAMINERS FUND.~~

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 28 October 1, 2014.