

HOUSE BILL 980

M4, J2

6lr2763

By: **Delegate Gilchrist**

Introduced and read first time: February 10, 2016

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **State Board of Veterinary Medical Examiners – Disciplinary Action Report –**
3 **Publication on Web Site**

4 FOR the purpose of requiring the State Board of Veterinary Medical Examiners to publish
5 on its Web site a report of a certain action of the Board regarding the suspension or
6 revocation of a license issued by the Board if the action is subject to public inspection
7 under a certain law; and generally relating to publication of a report of a disciplinary
8 action of the State Board of Veterinary Medical Examiners.

9 BY repealing and reenacting, without amendments,
10 Article – Agriculture
11 Section 2–302(a)
12 Annotated Code of Maryland
13 (2007 Replacement Volume and 2015 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Agriculture
16 Section 2–311
17 Annotated Code of Maryland
18 (2007 Replacement Volume and 2015 Supplement)

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

21 **Article – Agriculture**

22 2–302.

23 (a) There is a State Board of Veterinary Medical Examiners in the Department.

24 2–311.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) Before any license is suspended or revoked, the Board shall give the licensee
2 at least ten days written notice of the time and place of the hearing. Notice shall be given
3 by certified mail, return receipt requested, bearing a postmark from the United States
4 Postal Service, addressed to the post-office address shown on the annual registration or in
5 other information the Board possesses.

6 (b) A copy of the charges shall be furnished the licensee and he shall be afforded
7 an opportunity to be heard personally and to be represented by counsel before the Board.
8 The licensee shall have the opportunity to confront witnesses against him.

9 (c) Every witness at the hearing shall testify under oath. The chairman or any
10 member may administer the oath. The Board may compel the attendance of witnesses by
11 subpoena.

12 (d) (1) (I) The Board shall report its action in writing, stating the reasons
13 for the action.

14 (II) A copy shall be delivered or mailed to the person against whom
15 the complaint is made.

16 (2) **THE BOARD SHALL PUBLISH UNDER THIS SUBSECTION A REPORT**
17 **OF THE ACTION OF THE BOARD ON ITS WEB SITE IF THE ACTION IS SUBJECT TO**
18 **PUBLIC INSPECTION UNDER TITLE 4 OF THE GENERAL PROVISIONS ARTICLE.**

19 (e) The licensee may appeal to the circuit court of the county where the licensee
20 has an office. The court shall hear and determine all matters connected with the action of
21 the Board from which appeal is taken in accordance with the Administrative Procedure
22 Act.

23 (f) The licensee and the Board may appeal from the decision of the circuit court
24 to the Court of Special Appeals, subject to the time and manner provided for the taking of
25 an appeal to this Court.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
27 October 1, 2016.