
By: **Delegate Mandel**

Introduced and read first time: February 22, 2005

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Physicians - Unauthorized Practice of Medicine - Penalty**

3 FOR the purpose of making it a felony for a person to engage in, attempt to engage in,
4 or offer to engage in the unauthorized practice of medicine; providing for certain
5 penalties; and generally relating to the unauthorized practice of medicine.

6 BY repealing and reenacting, without amendments,
7 Article - Health Occupations
8 Section 14-601
9 Annotated Code of Maryland
10 (2000 Replacement Volume and 2004 Supplement)

11 BY repealing and reenacting, with amendments,
12 Article - Health Occupations
13 Section 14-606
14 Annotated Code of Maryland
15 (2000 Replacement Volume and 2004 Supplement)

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

18 **Article - Health Occupations**

19 14-601.

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

22 14-606.

23 (a) (1) [A] EXCEPT AS PROVIDED IN PARAGRAPH (4) OF THIS SUBSECTION,
24 A person who violates any provision of this subtitle is guilty of a misdemeanor and on
25 conviction is subject to a fine not exceeding \$5,000 or imprisonment not exceeding 5
26 years or both.

1 (2) A person who violates any provision of § 14-503 of this title is guilty
2 of a misdemeanor and on conviction is subject to a fine not exceeding \$500.

3 (3) [Any] A person who is required to give notice under § 14-505
4 ("Reporting burn treatment") of this title, and who fails to give the required notice, is
5 liable for a civil penalty of not more than \$100.

6 (4) [Any] A person who violates § 14-601 of this subtitle is:

7 (I) GUILTY OF A FELONY AND ON CONVICTION IS SUBJECT TO A
8 FINE NOT EXCEEDING \$5,000 OR IMPRISONMENT NOT EXCEEDING 5 YEARS OR BOTH;
9 AND

10 (II) [subject] SUBJECT to a civil fine of not more than \$50,000 to be
11 levied by the Board.

12 (b) The Board shall pay any penalty collected under this section into the
13 Board of Physicians Fund.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 2005.