

(d) (1) Except as prohibited by § 14.5-102(a) of this title, if a duty that is to be delegated under this section is a part of the practice of a health occupation that is regulated under this article by another board, any rule or regulation concerning that duty shall be adopted jointly by the Board of [Medical Examiners] MEDICAL PHYSICIAN QUALITY ASSURANCE and the board that regulates the other health occupation.

(2) If the two boards cannot agree on a proposed rule or regulation, the proposal shall be submitted to the Secretary for a final decision.

14.5-312.

Subject to the hearing provisions of § 14.5-313 of this subtitle, the [Commission] BOARD, on the affirmative vote of a majority of its members then serving, may reprimand any certificate holder or suspend or revoke a certificate if the certificate holder:

(1) Fraudulently or deceptively obtains or attempts to obtain a certificate for the applicant or certificate holder or for another individual;

(2) Fraudulently or deceptively uses a certificate;

(3) Violates any provision of this title or any regulations adopted under this title or commits any act which could serve as the basis for disciplinary action against a physician under § 14-504 of this article;

(4) Performs delegated medical acts beyond the scope of the certificate not within a job description approved by the Board; or

(5) Performs delegated medical acts without the supervision of a physician.

14.5-313.

(a) (1) Except as otherwise provided under Title 10, Subtitle 4 of the State Government Article, before the [Commission] BOARD takes any action under § 14.5-312 of this subtitle, the [Commission] BOARD shall give the individual against whom the action is contemplated an opportunity for a hearing before [the Commission] A HEARING OFFICER.

(2) The [Commission] HEARING OFFICER shall give notice and hold the hearing in accordance with Title 10, Subtitle 2 of the State Government Article.

(3) The [Commission] BOARD may administer oaths in connection with any proceeding under this section.