



**MMCC**  
MARYLAND  
MEDICAL  
CANNABIS  
COMMISSION

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**Certifying Provider – License in Good Standing**

Pursuant to Health-General Article, §13-3301(d), Annotated Code of Maryland, a certifying provider must have “an active, unrestricted license to practice...” and that license must be “in good standing” with the certifying provider’s licensing board. A question has been raised as to whether a certifying provider who is on probation should be considered in “good standing.” The term “good standing” is not defined in the Maryland Medical Cannabis Commission’s enabling statute under Health-General Article §13-3301, et.seq., nor in its regulations under COMAR 10.62. However, “good standing” is defined twice in the Code of Maryland Regulations (COMAR), Title 10 – Maryland Department of Health regulations:

**COMAR 10.32.22.02 (Board of Physician mandatory reporting requirements)**

**.02 Definitions.**

**B.(11) “Good standing”** means the health care provider is **not** suspended, *on probation*, or subject to any pending disciplinary proceedings, an involuntary alteration in practice, or an involuntary leave of absence, as these terms are defined in this regulation.

**COMAR 10.32.23.02 (Permits for the dispensing of prescription drugs)**

**.02 Definitions.**

**.02B.(6) “In good standing”** means that an individual:

**(c) *Is not currently on probation by any order imposed by any medical licensing board;***

Staff recommend that the Commission vote to apply “good standing” for registered certifying providers in a consistent manner with COMAR 10.32.22.02 and 10.32.23.02, and prohibit any individual who is on probation or whose license has been restricted or sanctioned from serving as a certifying provider until such time that the restriction or sanction is terminated or concluded.

The above resolution was adopted with unanimous Commission approval at the April 22, 2021 meeting of the Maryland Medical Cannabis Commission.

  
Brian Lopez, Chair