

IN THE MATTER OF	*	BEFORE THE
JASON A. CLEM, M.D.	*	MARYLAND STATE
Respondent	*	BOARD OF PHYSICIANS
License Number: D58701	*	Case Number: 7724-0049B
* * * * *		

**ORDER FOR SUMMARY SUSPENSION OF LICENSE
TO PRACTICE MEDICINE**

Disciplinary Panel B (“Panel B”) of the Maryland State Board of Physicians (the “Board”) hereby **SUMMARILY SUSPENDS** the license of **JASON A. CLEM, M.D.** (the “Respondent”), License Number D58701, to practice medicine in the State of Maryland.

Panel B takes such action pursuant to its authority under Md. Code Ann., State Gov’t (“State Gov’t”) §10-266(c)(2)(2022 Repl. Vol. & 2023 Supp.) and Md. Code Regs. (“COMAR”) 10.32.02.08B(7), concluding that the public health, safety, or welfare imperatively requires emergency action.

INVESTIGATIVE FINDINGS

Based on information received by, and made known to Panel B, and the investigatory information obtained by, received by, and made known to and available to Panel B, including the instances described below, Panel B has reason to believe that the following facts are true:¹

¹ The statements regarding the Respondent’s conduct are intended to provide the Respondent with reasonable notice of the basis of Panel B’s action. They are not intended as, and do not necessarily represent a complete description of the evidence, either documentary or testimonial, to be offered against the Respondent in connection with this matter.

Panel B is summarily suspending the Respondent's license to practice medicine after a Board investigation determined that he has health conditions that affect his ability to practice medicine safely.

Background/Licensing Information

1. The Respondent was originally issued a license to practice medicine in Maryland on May 8, 2002, under License Number D58701. The Respondent continuously had his license renewed. The Respondent's license expires on September 30, 2024, subject to renewal.

2. The Respondent is board-certified in Family Medicine.

The Board Investigation

3. On or about December 9, 2022, the Board received notice that the Facility where the Respondent was employed had issued a statewide ban² for the Respondent's violation of the Facility's Standards of Conduct. The Respondent resigned from his position at the Facility the following day.

4. On September 7, 2023, a Board investigation resulted in disciplinary charges (the "Disciplinary Charges") being issued for violation of Health Occ. § 14-404(a)(3)(ii) – Unprofessional conduct in the practice of medicine, under Board case number 2223-0070B.

5. On or about December 14, 2023, the Respondent voluntarily entered into a Public Consent Order (the "Consent Order") to resolve the Disciplinary Charges. The

² Based on the information received, the Respondent was banned from entering all locations related to the Facility.

Consent Order contains Findings of Fact and Conclusions of Law that the Respondent is guilty of unprofessional conduct in the practice of medicine in violation of Health Occ. § 14-404(a)(3)(ii).

6. Pursuant to the Consent Order, the Respondent was reprimanded; placed on probation for a minimum of two (2) years with the conditions that the Respondent enroll in and successfully complete the Maryland Professional Rehabilitation Program (“MPRP”) and within six (6) months take and complete a Panel-approved course in professionalism/ethics.

7. On or about March 4-5, 2023, the Respondent appeared at an MPRP-affiliated program (the “Health Program”) for an evaluation and was diagnosed with health conditions that concern his ability to safely practice medicine.³

8. On or about March 8, 2024, the Respondent signed a practice cessation agreement pursuant to the recommendation by the Health Program.

9. On or about March 20, 2024, the Health Program provided the Board with the result of the evaluations. Medical specialists from the Health Program reviewed the pertinent documents, including, but not limited to, documents contained in the Board’s investigative file from the Disciplinary Charges and the evaluations, and opined in their Safety Assessment that the Respondent “is not currently fit to practice medicine with reasonable skill and safety.”

³ For confidentiality and privacy reasons, the specific information contained in the Evaluations will not be disclosed in this document. This information will be disclosed to the Respondent upon request. The Panel reviewed this information prior to the issuance of this Order for Summary Suspension of License to Practice Medicine.

CONCLUSION OF LAW

Based upon the foregoing Investigative Findings, Panel B of the Board concludes that the public health, safety, or welfare imperatively requires emergency action, and that pursuant to State Gov't § 10-226(c)(2) and COMAR 10.32.02.08B(7), the summary suspension of the Respondent's license to practice medicine in Maryland is required.

ORDER

IT IS thus, by Panel B of the Board, hereby:

ORDERED that pursuant to the authority vested in Panel B by State Gov't. §10-226(c)(2)(2022 Repl. Vol. & 2023 Supp.) and COMAR 10.32.02.08B(7), the Respondent's license to practice medicine in the State of Maryland is hereby **SUMMARILY SUSPENDED**; and it is further

ORDERED that, during the course of the summary suspension, the Respondent shall not practice medicine in the State of Maryland; and it is further

ORDERED that in accordance with Md. Code Regs. 10.32.02.08B(7) and E, a post deprivation initial hearing on the summary suspension will be held on **Wednesday, April 24, 2024, at 11:00 a.m.** at the Board's offices, located at 4201 Patterson Avenue, Baltimore, Maryland 21215-0095; and it is further

ORDERED that after the **SUMMARY SUSPENSION** hearing before Panel B, the Respondent, is dissatisfied with the result of the hearing, may request, within ten (10) days, an evidentiary hearing, such hearing to be set within thirty (30) days of the request, before an Administrative Law Judge at the Office of Administrative Hearings, Administrative Law Building, 11101 Gilroy Road, Hunt Valley, Maryland 21031-1301; and it is further

ORDERED that a copy of the Order for Summary Suspension shall be filed by Panel B immediately in accordance with Health Occ. § 14-407(a)(2022 Repl. Vol. & 2023 Supp.); and it is further

ORDERED that this is a disciplinary Order of Panel B, and as such, is a public document. See Health Occ. §§ 1-607, 14-411.1(b)(2) and Md. Code Ann., Gen Prov. §4-333(B)(6).

04/11/2024
Date

Signature On File

Christine A. Farrelly, Executive Director
Maryland State Board of Physicians