

IN THE MATTER OF * BEFORE THE MARYLAND
THE JOHNS HOPKINS HOSPITAL * STATE BOARD OF
Respondent * PHYSICIANS
* Case Number: 2225-0030 A

* * * * *

CONSENT ORDER

On October 3, 2024, Disciplinary Panel A (“Panel A”) of the Maryland State Board of Physicians (the “Board”) charged **THE JOHNS HOPKINS HOSPITAL** (the “Respondent”), under the Maryland Radiation Therapy, Radiography, Nuclear Medicine Technology, and Radiology Assistance Act (the “Act”), Md. Code Ann., Health Occ. (“Health Occ.”) §§ 14-5B-01 *et seq.* (2021 Repl. Vol. & 2023 Supp.).

Panel A charged the Respondent under the following provisions of the Act:
§ 14-5B-18.1. Employment or supervision of individuals practicing radiation technology, nuclear medicine, radiation oncology/therapy technology

....

- (b) *Hospitals, related institutions, or alternative health system* – Except as otherwise provided in this subtitle, a hospital, related institution, alternative health system, or employer may not employ an individual practicing radiation therapy, radiography, nuclear medicine technology, or radiology assistance without a license.
- (c) A disciplinary panel may impose a civil penalty of up to \$1000 for employing an individual without a license under this section.

Health Occ. § 14-5B-01. Definitions.

....

- (i) “Licensed radiographer” means a radiographer who is licensed by the Board to practice radiography.

....
(o) "Practice radiography" means to use ionizing radiation to:

- (1) Demonstrate portions of the human body to assist in the diagnosis or localization of disease or injury[.]

The Respondent is entering into this Consent Order, consisting of Findings of Fact, Conclusions of Law, Order, and Consent.

FINDINGS OF FACT

Panel A finds the following:

I. Background

1. The Respondent is a healthcare facility (the "Facility") located in Maryland.
2. The Respondent hired an individual (the "Employee")¹ as a radiologic technologist on July 22, 2019. At the time of hiring, the Employee was licensed in the State of Maryland as a radiographer and as a radiation therapist.

3. The Employee continued her employment with the Respondent until July 24, 2022. At all times, the Employee was certified by, and maintained certification with, the American Registry of Radiologic Technologists and maintained a valid Maryland radiation therapy license.

4. At all times relevant to these charges, the Employee maintained employment with the Respondent and was assigned to work at the Facility.

II. The Investigation

¹ To ensure confidentiality and privacy, the names of individuals, patients and institutions involved in this case are not disclosed in this Consent Order.

5. On March 5, 2024, the Board received an Application for Reinstatement of Radiographer filed by the Employee.

6. After reviewing the Employee's application, the Board initiated an investigation.

7. As part of its investigation, the Board subpoenaed and received records from the Respondent which listed the Employee's job title as "Radiologic Technologist" and listed required licensure to include "Radiography license by the Maryland Board of Physicians."

8. The Employee's license to practice radiography in Maryland expired on April 30, 2021, and was not reinstated until March 27, 2024.

9. The Board's investigation determined that between May 1, 2021 and July 24, 2022, the Respondent employed the Employee who practiced radiography without a valid Maryland radiography license.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, Panel A concludes as a matter of law that the Respondent violated the Health Occ. § 14-5B-18.1(b) by continuing employment of an individual practicing radiography without a license.

ORDER

It is thus by a majority of a quorum of Disciplinary Panel A of the Board hereby:

ORDERED that within **THIRTY BUSINESS DAYS** of the effective date of this Consent Order, the Respondent, **THE JOHNS HOPKINS HOSPITAL**, shall pay a civil fine of **ONE THOUSAND DOLLARS (\$1,000)**. The payment shall be by money order or bank certified check made payable to the Maryland Board of Physicians and mailed to

P.O. Box 37217, Baltimore, Maryland 21297; and it is further

ORDERED that the effective date of the Consent Order is the date the Consent Order is signed by the Executive Director of the Board or her designee. The Executive Director signs the Consent Order on behalf of the disciplinary panel which has imposed the terms and conditions of the Consent Order; and it is further

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

12/12/2024
Date

Signature on file

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

CONSENT

I, Redonda Miller, M.D., as agent for **THE JOHNS HOPKINS HOSPITAL** assert that the company is aware of their right to consult with and be represented by counsel in considering this Consent Order and in any proceedings that would otherwise result from the charges currently pending. The Johns Hopkins Hospital acknowledges that it has consulted with counsel before signing this document.

By this Consent, The Johns Hopkins Hospital agrees to be bound by this Consent Order and all its terms and conditions and understands that the disciplinary panel will not entertain any request for amendments or modifications to any condition.

The Johns Hopkins Hospital asserts that it is aware of its right to a formal evidentiary hearing, pursuant to Md. Code Ann., Health Occ. § 15-315 and Md. Code Ann., State Gov't §§ 10-201 *et seq.* concerning the pending charges. The Johns Hopkins Hospital waives this right and has elected to sign this Consent Order instead.

The Johns Hopkins Hospital acknowledges the validity and enforceability of this Consent Order as if entered after the conclusion of a formal evidentiary hearing in which it would have had the right to counsel, to confront witnesses, to give testimony, to call witnesses on its behalf, and to all other substantive and procedural protections as provided by law. The Johns Hopkins Hospital waives those procedural and substantive protections. It acknowledges the legal authority and the jurisdiction of the disciplinary panel to initiate these proceedings and to issue and enforce this Consent Order.

The Johns Hopkins Hospital voluntarily enters into and agrees to comply with the terms and conditions set forth in the Consent Order as a resolution of the pending charges. The Johns Hopkins Hospital waives any right to contest the Findings of Fact and Conclusions of Law and Order set out in the Consent Order. The Johns Hopkins Hospital waives all rights to appeal this Consent Order.

I sign this Consent Order, without reservation, and fully understand the language and meaning of its terms.

Signature on file

12/11/2024
Date

Agent for The Johns Hopkins Hospital
(Printed Name)

Signature on file

Agent for The Johns Hopkins Hospital
(Signature)

NOTARY

STATE OF MARYLAND

CITY/COUNTY OF Baltimore

I HEREBY CERTIFY that on this 11 day of December, 2024,
before me, a Notary Public of the foregoing State and City/County personally appeared
Redonda Miller, M.D., agent for **THE JOHNS HOPKINS HOSPITAL**, and
made an oath in due form of law that signing the foregoing Consent Order was her
voluntary act and deed.

AS WITNESSETH my hand and notary seal.

Jenna A. Moraes
Notary Public

My Commission expires: Oct. 1, 2027

