

HB0490/756380/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 490
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 12, after “Committee;” insert “requiring that certain written materials be provided in the preferred language of the Advisory Committee members, as necessary; requiring that training or educational opportunities be made available to Advisory Committee members on certain processes;”; in line 15, after the semicolon insert “providing that, subject to a certain exception, a certified community health worker training program must be approved by the Department before operating in the State; providing that certain apprenticeship programs may be accredited by the Department as community health worker training programs;”; in line 16, after “accrediting” insert “certified”; in line 18, after the semicolon insert “authorizing the Department to adopt certain regulations related to the certification of community health workers; authorizing the Department to adopt certain regulations recommended by the Advisory Committee;”; and strike beginning with “establishing” in line 21 down through the semicolon in line 24 and substitute “requiring the Department to establish a deadline after which an individual must be certified under this Act to make certain representations; prohibiting a certain individual from making a certain representation to the public after a certain date; providing that an individual who violates a certain provision of this Act is subject to a certain penalty;”.

AMENDMENT NO. 2

On page 3, in line 6, strike “**INFORMAL COUNSELING**” and substitute “**THE PROVISION OF INFORMATION TO SUPPORT INDIVIDUALS IN THE COMMUNITY**”; in line 19, strike “**SEVEN**” and substitute “**NINE**”; and in line 22, after “**WORKER**” insert “**WITH EXPERIENCE IN COMMUNITY HEALTH**”.

On page 4, in line 4, strike “**AND**”; and in line 6, after “**OFFICERS**” insert “**;**”

(Over)

(IX) ONE REPRESENTATIVE OF THE MARYLAND HOSPITAL ASSOCIATION; AND

(X) ONE REPRESENTATIVE OF THE COMMUNITY BEHAVIORAL HEALTH ASSOCIATION OF MARYLAND”.

On page 5, after line 17, insert:

“(F) WRITTEN MATERIALS USED TO CONDUCT THE BUSINESS OF THE ADVISORY COMMITTEE SHALL BE PROVIDED IN THE PREFERRED LANGUAGE OF THE ADVISORY COMMITTEE MEMBERS, AS NECESSARY.

(G) TRAINING OR EDUCATIONAL OPPORTUNITIES SHALL BE MADE AVAILABLE TO ADVISORY COMMITTEE MEMBERS ON THE FORMAL AND INFORMAL PROCESSES THAT WILL BE USED TO CONDUCT THE BUSINESS OF THE ADVISORY COMMITTEE.”;

in line 19, strike “THE” and substitute “AFTER SEEKING INPUT FROM THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION, THE MARYLAND HIGHER EDUCATION COMMISSION, THE MARYLAND RURAL HEALTH ASSOCIATION, THE MARYLAND ACADEMY OF NUTRITION AND DIETETICS, THE MARYLAND STATE DENTAL ASSOCIATION, COMMUNITY AND HOSPITAL EMPLOYERS OF COMMUNITY HEALTH WORKERS, AND INSTITUTIONS OF POSTSECONDARY EDUCATION WITH PROGRAMS IN NURSING, SOCIAL WORK, AND DIETETICS, THE”; in line 20, after “TRAINING” insert “PROGRAMS”; and strike beginning with “CRIMINAL” in line 25 down through “(5)” in line 27.

AMENDMENT NO. 3

**HB0490/756380/1 Health and Government Operations Committee
Amendments to HB 490
Page 3 of 7**

On page 6, in lines 1, 2, 3, 5, and 7, strike “(6)”, “(5)”, “(7)”, “(8)”, and “(9)”, respectively, and substitute “(5)”, “(4)”, “(6)”, “(7)”, and “(8)”, respectively; in line 6, strike “AND”; in line 7, after “SUBTITLE” insert “; AND”

(9) THE APPROPRIATE TERM OF A CERTIFICATE AND RENEWAL PROCEDURES”;

in line 9, after “(A)” insert “**(1) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, A CERTIFIED COMMUNITY HEALTH WORKER TRAINING PROGRAM MUST BE ACCREDITED BY THE DEPARTMENT BEFORE OPERATING IN THE STATE.**”

(II) A CERTIFIED COMMUNITY HEALTH WORKER TRAINING PROGRAM IN OPERATION ON OCTOBER 1, 2018, MAY CONTINUE TO OPERATE UNTIL THE DEADLINE ESTABLISHED BY THE DEPARTMENT UNDER PARAGRAPH (3)(I)2 OF THIS SUBSECTION.

(III) AN APPRENTICESHIP PROGRAM REGISTERED WITH THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION MAY BE ACCREDITED BY THE DEPARTMENT AS A CERTIFIED COMMUNITY HEALTH WORKER TRAINING PROGRAM.

(2)”;

in lines 9 and 12, in each instance, after “DEPARTMENT” insert “, **WORKING IN COLLABORATION WITH THE ADVISORY COMMITTEE,**”; after line 11, insert:

“(3) (I) THE REGULATIONS ADOPTED UNDER THIS SUBSECTION SHALL INCLUDE:

(Over)

1. A DEADLINE BEFORE WHICH CERTIFIED COMMUNITY HEALTH WORKER TRAINING PROGRAMS IN OPERATION ON OCTOBER 1, 2018, MUST APPLY FOR ACCREDITATION; AND

2. A DEADLINE BEFORE WHICH THE DEPARTMENT WILL MAKE A DECISION REGARDING ACCREDITATION APPLICATIONS.

(II) THE DEPARTMENT SHALL CONSULT WITH COMMUNITY HEALTH WORKER TRAINING PROGRAMS IN ESTABLISHING THE TIME FRAMES REQUIRED UNDER THIS PARAGRAPH.

(4) THE REGULATIONS ADOPTED UNDER THIS SUBSECTION SHALL INCLUDE:

(I) A PROCEDURE FOR REVIEWING A CERTIFIED COMMUNITY HEALTH WORKER TRAINING PROGRAM'S APPLICATION;

(II) CURRICULUM REQUIREMENTS;

(III) A PROCESS THROUGH WHICH AN INDIVIDUAL WORKING AS A COMMUNITY HEALTH WORKER ON OCTOBER 1, 2018, AND WHO ALREADY POSSESSES THE KNOWLEDGE TAUGHT IN A COMMUNITY HEALTH WORKER TRAINING PROGRAM ACCREDITED BY THE DEPARTMENT UNDER THIS SECTION, MAY BE EXEMPTED FROM THE TRAINING REQUIRED UNDER § 13-3606(B)(1) OF THIS SUBTITLE;

(IV) REQUIREMENTS FOR PERIODIC REVIEW OF AN ACCREDITED CERTIFIED COMMUNITY HEALTH WORKER TRAINING PROGRAM;

(V) A PROCESS BY WHICH THE DEPARTMENT SHALL NOTIFY A CERTIFIED COMMUNITY HEALTH WORKER TRAINING PROGRAM IN OPERATION ON OCTOBER 1, 2018, OF ANY CHANGES NEEDED TO COMPLY WITH THE DEPARTMENT'S ACCREDITATION REQUIREMENTS;

(VI) A REASONABLE DEADLINE BEFORE WHICH A CERTIFIED COMMUNITY HEALTH WORKER TRAINING PROGRAM IN OPERATION ON OCTOBER 1, 2018, IS REQUIRED TO COMPLY WITH THE DEPARTMENT'S ACCREDITATION REQUIREMENTS; AND

(VII) A PROCESS BY WHICH THE DEPARTMENT MAY REVOKE A CERTIFIED COMMUNITY HEALTH WORKER TRAINING PROGRAM'S ACCREDITATION THAT ALLOWS FOR AN ADEQUATE HEARING AND CHANCE FOR APPEAL.”;

and strike in their entirety lines 22 through 24, inclusive.

On page 6 in lines 25 and 27, and on page 7 in lines 1 and 3, strike “(3)”, “(4)”, “(5)”, and “(6)”, respectively, and substitute “(2)”, “(3)”, “(4)”, and “(5)”, respectively.

AMENDMENT NO. 4

On page 7, strike in their entirety lines 5 through 8, inclusive, and substitute:

“(6) MAINTAIN A LIST OF CERTIFIED COMMUNITY HEALTH WORKERS ON ITS WEBSITE TO ALLOW EMPLOYERS AND CONSUMERS TO VERIFY THE CERTIFICATION STATUS OF COMMUNITY HEALTH WORKERS.

(C) THE DEPARTMENT MAY ADOPT REGULATIONS ON THE PROCEDURES FOR:

(Over)

(1) DENYING A CERTIFICATION APPLICATION;

(2) SUSPENDING AND REVOKING CERTIFICATES;

(3) RENEWING CERTIFICATES; AND

**(4) OTHERWISE REGULATING THE CERTIFICATION OF
COMMUNITY HEALTH WORKERS.**

**(D) THE DEPARTMENT MAY ADOPT ANY ADDITIONAL REGULATIONS
RECOMMENDED BY THE ADVISORY COMMITTEE FOR THE CERTIFICATION OF
COMMUNITY HEALTH WORKERS.”;**

in line 13, after “(1)” insert “(I)”; and in line 14, after the semicolon insert “OR

**(II) BE EXEMPTED BY THE DEPARTMENT FROM THE
TRAINING REQUIRED UNDER ITEM (I) OF THIS ITEM;”.**

AMENDMENT NO. 5

On page 8, after line 3, insert:

**“(F) (1) THE DEPARTMENT SHALL ESTABLISH A DEADLINE AFTER
WHICH AN INDIVIDUAL MUST BE CERTIFIED UNDER THIS SUBTITLE TO MAKE
REPRESENTATIONS TO THE PUBLIC THAT THE INDIVIDUAL IS A CERTIFIED
COMMUNITY HEALTH WORKER.**

**(2) ON OR AFTER THE DATE SET UNDER PARAGRAPH (1) OF THIS
SUBSECTION, UNLESS CERTIFIED AS A COMMUNITY HEALTH WORKER UNDER
THIS SUBTITLE, AN INDIVIDUAL MAY NOT REPRESENT TO THE PUBLIC BY TITLE
THAT THE INDIVIDUAL IS CERTIFIED AS A COMMUNITY HEALTH WORKER.**

(3) AN INDIVIDUAL WHO VIOLATES PARAGRAPH (2) OF THIS SUBSECTION IS SUBJECT TO A PENALTY DETERMINED AND COLLECTED BY THE DEPARTMENT.

On pages 8 through 11, strike in their entirety the lines beginning with line 4 on page 8 through line 10 on page 11, inclusive.