

**HB0596/336985/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 596

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and P. Young” and substitute “P. Young, Angel, Kelly, Krebs, Metzgar, and Morgan”; in line 2, before “Interstate” insert “Physicians – Licensure – Grounds for Discipline and”; in line 27, after “terms;” insert “requiring the State Board of Physicians to set fees for the issuance and renewal of licenses under the Compact; requiring that the fees be set in a certain manner; requiring that any annual assessment levied by the Commission be funded through a certain surcharge; requiring a compact physician to provide certain requested verification to the Board within a certain period of time; prohibiting refusal by a compact physician to provide certain verification from being considered a basis for denial of a certain compact license; requiring a compact physician to submit certain information to the Board within a certain period of time; altering the grounds for discipline of certain licensees of the Board, subject to a certain exception; providing for the construction of this Act; establishing that a certain termination provision constitutes certain withdrawal notice; providing for a delayed effective date; providing for the termination of this Act;”; in line 28, strike “Interstate Medical Licensure Compact” and substitute “licensure of physicians”; and after line 28, insert:

“BY renumbering

Article - Health Occupations

Section 14-404(a)(43)

to be Section 14-404(a)(45)

Annotated Code of Maryland

(2014 Replacement Volume and 2017 Supplement)”.

(Over)

**HB0596/336985/1 Health and Government Operations Committee**  
**Amendments to HB 596**  
**Page 2 of 7**

On page 2, in line 2, after “Section” insert “14-101(d-1) and 14-313.1”; in the same line, after “14-3A-01” insert “and 14-3A-02”; in line 3, after “Compact” insert “; and 14-404(a)(43) and (44)”; after line 5, insert:

“BY repealing and reenacting, with amendments,

Article - Health Occupations

Section 14-316(c) and 14-404(a)(42)

Annotated Code of Maryland

(2014 Replacement Volume and 2017 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 14-404(a)(43) of Article – Health Occupations of the Annotated Code of Maryland be renumbered to be Section(s) 14-404(a)(45).”;

in line 6, strike “1.” and substitute “2. AND”; in the same line, after “IT” insert “FURTHER”; and in the same line, strike “BY THE GENERAL ASSEMBLY OF MARYLAND”.

AMENDMENT NO. 2

On page 2, after line 8, insert:

“14-101.

(D-1) “COMPACT PHYSICIAN” MEANS A PHYSICIAN LICENSED UNDER THE INTERSTATE MEDICAL LICENSURE COMPACT ESTABLISHED UNDER § 14-3A-01 OF THIS TITLE.”.

AMENDMENT NO. 3

**HB0596/336985/1 Health and Government Operations Committee  
Amendments to HB 596  
Page 3 of 7**

On page 4, strike in their entirety lines 10 through 13, inclusive; and in lines 14, 16, 19, 23, and 26, strike “(5)”, “(6)”, “(7)”, “(8)”, and “(9)”, respectively, and substitute “(4)”, “(5)”, “(6)”, “(7)”, and “(8)”, respectively.

On page 5, in line 14, after “(A)” insert “(1)”; strike beginning with “A” in line 14 down through “2(K)” in line 15 and substitute “IN ORDER”; in line 15, after “AN” insert “INITIAL”; and in line 16, after “COMPACT” insert “, A PHYSICIAN MUST:

**(I) MEET THE ELIGIBILITY REQUIREMENTS AS DEFINED IN SECTION 2(K); AND**

**(II) HOLD SPECIALTY CERTIFICATION OR A TIME-UNLIMITED SPECIALTY CERTIFICATE RECOGNIZED BY THE AMERICAN BOARD OF MEDICAL SPECIALTIES OR THE AMERICAN OSTEOPATHIC ASSOCIATION’S BUREAU OF OSTEOPATHIC SPECIALISTS.**

**(2) A PHYSICIAN IS NOT REQUIRED TO MAINTAIN SPECIALTY CERTIFICATION DESCRIBED UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION IN ORDER TO RENEW AN EXPEDITED LICENSE UNDER SECTION 6’.**

On page 6, in line 24, strike “PERFORM” and substitute “REQUIRE THE APPLICANT TO OBTAIN”; and in the same line, strike “OF AN APPLICANT”.

On page 7, in line 1, after “STATE” insert “, IF AN APPEAL IS ALLOWED UNDER THE LAWS OF THAT STATE,”.

On page 8, in line 16, after “STATE” insert “AND SHALL ATTEST TO THE MEMBER BOARD ABOUT THE PHYSICIAN’S COMPLIANCE”.

AMENDMENT NO. 4

(Over)

**HB0596/336985/1 Health and Government Operations Committee  
Amendments to HB 596  
Page 4 of 7**

On page 2, before line 9, insert:

**“14-313.1.**

**(A) WITHIN 30 DAYS AFTER RECEIVING A REQUEST FROM THE BOARD, A COMPACT PHYSICIAN SHALL PROVIDE TO THE BOARD VERIFICATION, ON A FORM PROVIDED BY THE BOARD, THAT THE COMPACT PHYSICIAN SATISFIES THE REQUIREMENTS FOR LICENSURE UNDER THIS SUBTITLE.**

**(B) REFUSAL BY A COMPACT PHYSICIAN TO PROVIDE THE VERIFICATION REQUESTED UNDER SUBSECTION (A) OF THIS SECTION MAY NOT BE CONSIDERED A BASIS FOR DENIAL OF A LICENSE UNDER THE INTERSTATE MEDICAL LICENSURE COMPACT ESTABLISHED UNDER § 14-3A-01 OF THIS TITLE.**

**14-316.**

**(c) (1) Before the license expires, the licensee periodically may renew it for an additional term, if the licensee:**

**[(1)] (I) Otherwise is entitled to be licensed;**

**[(2)] (II) Pays to the Board a renewal fee set by the Board; and**

**[(3)] (III) Submits to the Board:**

**[(i)] 1. A renewal application on the form that the Board requires; and**

**[(ii)] 2. Satisfactory evidence of compliance with any continuing education requirements set under this section for license renewal.**

**(2) WITHIN 30 DAYS AFTER A LICENSE RENEWAL UNDER SECTION 7 OF THE INTERSTATE MEDICAL LICENSURE COMPACT ESTABLISHED UNDER § 14-3A-01 OF THIS TITLE, A COMPACT PHYSICIAN SHALL SUBMIT TO THE BOARD THE INFORMATION REQUIRED UNDER PARAGRAPH (1)(III) OF THIS SUBSECTION.”.**

On page 23, after line 7, insert:

**“14-3A-02.**

**(A) (1) THE BOARD SHALL SET FEES FOR THE ISSUANCE AND RENEWAL OF LICENSES UNDER THE INTERSTATE MEDICAL LICENSURE COMPACT ESTABLISHED UNDER § 14-3A-01 OF THIS SUBTITLE.**

**(2) THE FEES CHARGED TO A COMPACT PHYSICIAN UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE SET SO AS TO PRODUCE FUNDS ADEQUATE TO COVER THE COST OF MAINTAINING THE LICENSURE PROGRAM.**

**(B) ANY ANNUAL ASSESSMENT LEVIED BY THE INTERSTATE COMMISSION UNDER SECTION 13(A) OF THE INTERSTATE MEDICAL LICENSURE COMPACT ESTABLISHED UNDER § 14-3A-01 OF THIS SUBTITLE SHALL BE FUNDED THROUGH AN ADDITIONAL SURCHARGE ON:**

**(1) EACH COMPACT PHYSICIAN LICENSED UNDER SECTION 3 OF THE INTERSTATE MEDICAL LICENSURE COMPACT ESTABLISHED UNDER § 14-3A-01 OF THIS SUBTITLE; AND**

**(2) PHYSICIANS WHO DESIGNATE MARYLAND AS THE PHYSICIAN’S STATE OF PRINCIPAL LICENSE UNDER SECTION 4 OF THE INTERSTATE MEDICAL LICENSURE COMPACT ESTABLISHED UNDER § 14-3A-01 OF THIS SUBTITLE.**

(Over)

**HB0596/336985/1 Health and Government Operations Committee**  
**Amendments to HB 596**  
**Page 6 of 7**

14-404.

(a) Subject to the hearing provisions of § 14-405 of this subtitle, a disciplinary panel, on the affirmative vote of a majority of the quorum of the disciplinary panel, may reprimand any licensee, place any licensee on probation, or suspend or revoke a license if the licensee:

(42) Fails to submit to a criminal history records check under § 14-308.1 of this title; [or]

**(43) EXCEPT FOR THE LICENSURE PROCESS DESCRIBED UNDER SUBTITLE 3A OF THIS TITLE, VIOLATES ANY PROVISION OF THIS TITLE, ANY RULE OR REGULATION ADOPTED BY THE BOARD, OR ANY STATE OR FEDERAL LAW PERTAINING TO THE PRACTICE OF MEDICINE;**

**(44) FAILS TO MEET THE QUALIFICATIONS FOR LICENSURE UNDER SUBTITLE 3 OF THIS TITLE; OR**

SECTION 3. AND BE IT FURTHER ENACTED, That this Act may not be construed to alter the ability of the State Board of Physicians to license physicians or regulate the practice of medicine in the State.

SECTION 4. AND BE IT FURTHER ENACTED, That, subject to the requirements of Section 21 of the Interstate Medical Licensure Compact established under § 14-3A-01 of the Health Occupations Article, the termination date of this Act, as specified in Section 5 of this Act, shall constitute notice of withdrawal from the Compact by the enactment of a statute repealing the same, as required by Section 21(b) of the Interstate Medical Licensure Compact established under § 14-3A-01 of the Health Occupations Article.”;

**HB0596/336985/1 Health and Government Operations Committee**  
**Amendments to HB 596**  
**Page 7 of 7**

in line 8, strike “2.” and substitute “5.”; in line 9, strike “2018” and substitute “2019”; and in the same line, after the period insert “It shall remain effective for a period of 3 years and 3 months and, at the end of September 30, 2022, this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.”.