

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL NO. 1318
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 20, strike “requiring” and substitute “prohibiting”; in the same line, strike “to revoke” and substitute “from issuing”; in line 21, after “reveals” insert “that certain applicants or licensees pleaded guilty or nolo contendere to acts that would constitute”; and in line 22, after “violations” insert “of the law in this State”.

On page 2, in line 5, strike “8-6A-05(c)(1)” and substitute “8-6A-05(c)”.

AMENDMENT NO. 2

On page 3, in line 24, after “(1)” insert “(I)”; in line 25, after “SUBTITLE;” insert “OR

(II) HAVE COMPLETED A CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH § 8-303 OF THIS SUBTITLE THROUGH ANOTHER STATE BOARD OF NURSING WITHIN THE 5 YEARS PRECEDING THE DATE OF APPLICATION;”;

and in line 29, after “MET” insert “OR HAS BEEN MET”.

AMENDMENT NO. 3

On page 4, in line 24, after “(1)” insert “(I)”; in line 25, strike “BACKGROUND” and substitute “HISTORY RECORDS”; in line 27, after “SUBTITLE.” insert:

“(II) AN”;

and in line 28, strike “WILL” and substitute “SHALL”.

AMENDMENT NO. 4

On page 5, in line 17, strike “IS BEING” and substitute “HAS BEEN”; in line 20, strike

(Over)

“SHALL REVOKE” and substitute “MAY NOT ISSUE”; and in line 24, in each instance, after “TO” insert “AN ACT THAT, IF COMMITTED IN THIS STATE, WOULD BE”.

AMENDMENT NO. 5

On page 6, strike beginning with “SUBMIT” in line 3 down through “(II)” in line 5; strike in their entirety lines 7 and 8; in lines 9, 12, 13, 14, and 16, in each instance, strike the brackets; in lines 9, 12, 13, 14, and 16, strike “(IV)”, “(V)”, “(VI)”, “(VII)”, and “(VIII)”, respectively; after line 17, insert:

“(2) SUBJECT TO PARAGRAPH (1) OF THIS SUBSECTION, AN APPLICANT FOR CERTIFICATION AS A CERTIFIED NURSING ASSISTANT SHALL SUBMIT TO THE BOARD:

(I) 1. A CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH § 8-303 OF THIS TITLE; OR

2. EVIDENCE OF COMPLETION OF A CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH § 8-303 OF THIS TITLE THROUGH ANOTHER STATE BOARD OF NURSING WITHIN THE 5 YEARS PRECEDING THE DATE OF APPLICATION; AND

(II) ON THE FORM REQUIRED BY THE BOARD, WRITTEN, VERIFIED EVIDENCE THAT THE REQUIREMENT OF ITEM (I) OF THIS PARAGRAPH IS BEING MET OR HAS BEEN MET.

[(2)] (3) An applicant for certification as a certified medicine aide, in addition to the requirements under subsection (c)(1) of this section, shall submit an additional application to that effect to the Board on the form that the Board requires.

[(3)] (4) An applicant for a certificate may not:

(i) Have committed any act or omission that would be grounds for discipline or denial of certification under this subtitle; and

(ii) Have a record of abuse, negligence, misappropriation of a resident’s

property, or any disciplinary action taken or pending in any other state or territory of the United States against the certification of the nursing assistant or medication technician in the state or territory.”;

and in line 22, strike “A CERTIFICATE” and substitute “CERTIFICATION AS A CERTIFIED NURSING ASSISTANT”.

AMENDMENT NO. 6

On page 7, in line 8, after “(1)” insert “(I)”; in line 9, strike “BACKGROUND” and substitute “HISTORY RECORDS”; in the same line, after “APPLICANTS” insert “FOR CERTIFICATION AS A CERTIFIED NURSING ASSISTANT”; in line 11, after “TITLE.” insert:

“(II) AN”;

in line 12, strike “WILL” and substitute “SHALL”; and in line 35, after “TITLE” insert “AS REQUIRED UNDER § 8-6A-05(C)(2) OF THIS SUBTITLE”.

AMENDMENT NO. 7

On page 9, in line 7, after “(1)” insert “(I)”; in line 8, strike “BACKGROUND” and substitute “HISTORY RECORDS”; in line 10, after “TITLE.” insert:

“(II) AN”;

and in line 11, strike “WILL” and substitute “SHALL”.