

SENATE BILL 84

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11r0931
CF HB 65

By: **The President (By Request – Department of Legislative Services)**

Introduced and read first time: January 20, 2011

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Electrology Practice Committee – Sunset Extension and Program Evaluation**

3 FOR the purpose of continuing the Electrology Practice Committee in accordance with
4 the provisions of the Maryland Program Evaluation Act (sunset law) by
5 extending to a certain date the termination provisions relating to the statutory
6 and regulatory authority of the Committee; requiring that an evaluation of the
7 Committee and the statutes and regulations that relate to the Committee be
8 performed on or before a certain date; requiring the State Board of Nursing to
9 submit certain reports to certain committees of the General Assembly on or
10 before certain dates; and generally relating to the Electrology Practice
11 Committee.

12 BY repealing and reenacting, with amendments,
13 Article – Health Occupations
14 Section 8–6B–29
15 Annotated Code of Maryland
16 (2009 Replacement Volume and 2010 Supplement)

17 BY repealing and reenacting, without amendments,
18 Article – State Government
19 Section 8–403(a)
20 Annotated Code of Maryland
21 (2009 Replacement Volume and 2010 Supplement)

22 BY repealing and reenacting, with amendments,
23 Article – State Government
24 Section 8–403(b)(19)
25 Annotated Code of Maryland
26 (2009 Replacement Volume and 2010 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
2 MARYLAND, That the Laws of Maryland read as follows:

3 **Article – Health Occupations**

4 8–6B–29.

5 Subject to the evaluation and reestablishment provisions of the Maryland
6 Program Evaluation Act, and subject to the termination of this title under § 8–802 of
7 this title, this subtitle and all rules and regulations adopted under this subtitle shall
8 terminate and be of no effect after July 1, [2013] **2023**.

9 **Article – State Government**

10 8–403.

11 (a) On or before December 15 of the 2nd year before the evaluation date of a
12 governmental activity or unit, the Legislative Policy Committee, based on a
13 preliminary evaluation, may waive as unnecessary the evaluation required under this
14 section.

15 (b) Except as otherwise provided in subsection (a) of this section, on or before
16 the evaluation date for the following governmental activities or units, an evaluation
17 shall be made of the following governmental activities or units and the statutes and
18 regulations that relate to the governmental activities or units:

19 (19) Electrology Practice Committee (§ 8–6B–05 of the Health
20 Occupations Article: July 1, [2012] **2022**);

21 SECTION 2. AND BE IT FURTHER ENACTED, That, on or before October 1,
22 2011, the State Board of Nursing shall submit a report to the Senate Education,
23 Health, and Environmental Affairs Committee and the House Health and Government
24 Operations Committee, in accordance with § 2–1246 of the State Government Article,
25 regarding how the Board has addressed:

26 (1) examination issues relating to obtaining initial licensure as an
27 electrologist in the State, including the current lack of a viable examination and the
28 authority of the Board to administer a State law section of an examination;

29 (2) implementation of biennial licensure renewal for electrologists;

30 (3) improvement of the training of and communication with members
31 of the Electrology Practice Committee;

32 (4) updating the Board’s Web site to include a description of the
33 complaint process with respect to electrologists and a complaint form;

1 (5) reconciling the difference between fee revenues generated from
2 electrologist licensees and the reported actual cost of the Board to regulate
3 electrologists; and

4 (6) fee revenue surplus, if any, and any plans to alter electrologist
5 licensure fees as a result.

6 SECTION 3. AND BE IT FURTHER ENACTED, That, on or before October 1,
7 2015, the State Board of Nursing shall submit a report to the Senate Education,
8 Health, and Environmental Affairs Committee and the House Health and Government
9 Operations Committee, in accordance with § 2-1246 of the State Government Article,
10 regarding the status of the Electrology Practice Committee and the regulation of
11 electrology in the State. The report shall include information for the years fiscal 2011
12 through fiscal 2015, inclusive, that addresses:

13 (1) the number of electrologists licensed by the Board;

14 (2) the number of complaints related to the practice of electrology
15 received by the Board, if any, and the disposition of such complaints; and

16 (3) a summary of any major legislative or regulatory changes
17 impacting electrology, including changes to fees charged by the Board.

18 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 July 1, 2011.