

HOUSE BILL 179

D4

4lr0034

By: **Chair, Judiciary Committee (By Request – Departmental – Human Resources)**

Introduced and read first time: January 15, 2014

Assigned to: Judiciary

Committee Report: Favorable

House action: Adopted

Read second time: February 11, 2014

CHAPTER _____

1 AN ACT concerning

2 **Adult Public Guardianship Review Board – Membership**

3 FOR the purpose of altering the membership requirements for adult public
4 guardianship review boards; and generally relating to adult public guardianship
5 review boards.

6 BY repealing and reenacting, without amendments,
7 Article – Family Law
8 Section 14–101(n)
9 Annotated Code of Maryland
10 (2012 Replacement Volume and 2013 Supplement)

11 BY repealing and reenacting, with amendments,
12 Article – Family Law
13 Section 14–402(a)
14 Annotated Code of Maryland
15 (2012 Replacement Volume and 2013 Supplement)

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

18 **Article – Family Law**

19 14–101.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (n) "Review board" means the adult public guardianship review board.

2 14-402.

3 (a) (1) Each review board consists of 11 members appointed:

4 (i) by the county commissioners;

5 (ii) in Baltimore City, by the Mayor with the advice and consent
6 of the City Council;

7 (iii) in any county that has a county executive, by the county
8 executive with the advice and consent of the county council; or

9 (iv) if 2 or more counties have agreed to establish a multicounty
10 review board, jointly by the appropriate officials of the counties served by the board.

11 (2) Of the 11 members:

12 (i) 1 shall be a professional representative of a local
13 department;

14 (ii) 1. in counties other than St. Mary's County[, 2 shall be
15 physicians, including 1 psychiatrist from a local health department that employs
16 psychiatrists]:

17 **A. 1 SHALL BE A PHYSICIAN'S ASSISTANT, NURSE**
18 **PRACTITIONER, OR PHYSICIAN WHO IS NOT A PSYCHIATRIST; AND**

19 **B. 1 SHALL BE A PSYCHIATRIST; and**

20 2. in St. Mary's County[,]:

21 **A. 1 shall be a PHYSICIAN'S ASSISTANT, NURSE**
22 **PRACTITIONER, OR physician [other than] WHO IS NOT a psychiatrist; and**

23 **B. 1 shall be a psychiatrist or psychologist;**

24 (iii) 1 shall be a representative of a local commission on aging;

25 (iv) 1 shall be a professional representative of a local nonprofit
26 social service organization;

27 (v) 1 shall be a lawyer;

- 1 (vi) 2 shall be lay individuals;
- 2 (vii) 1 shall be a [public health] **REGISTERED** nurse;
- 3 (viii) 1 shall be a professional in the field of disabilities; and
- 4 (ix) 1 shall be a person with a physical disability.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 October 1, 2014.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.