

## Article - State Government

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§8–403.

(a) On or before December 15 of the evaluation year specified, the Department shall:

(1) conduct a preliminary evaluation of each governmental activity or unit to be evaluated under this section; and

(2) prepare a report on each preliminary evaluation conducted.

(b) Each of the following governmental activities or units and the statutes and regulations that relate to the governmental activities or units are subject to preliminary evaluation in the evaluation year specified:

(1) Acupuncture Board, State (§ 1A–201 of the Health Occupations Article: 2022);

(2) Amusement Ride Safety, State Advisory Board (§ 3–303 of the Business Regulation Article: 2021);

(3) Apprenticeship and Training Council (§ 11–403 of the Labor and Employment Article: 2021);

(4) Architects, State Board of (§ 3–201 of the Business Occupations and Professions Article: 2020);

(5) Athletic Commission, State (§ 4–201 of the Business Regulation Article: 2018);

(6) Audiologists, Hearing Aid Dispensers, and Speech–Language Pathologists, State Board of Examiners for (§ 2–201 of the Health Occupations Article: 2023);

(7) Barbers, State Board of (§ 4–201 of the Business Occupations and Professions Article: 2018);

(8) Behavior Analyst Advisory Committee (§ 17–6A–05) of the Health Occupations Article: 2021);

(9) Boiler Rules, Board of (§ 12–904 of the Public Safety Article: 2021);

(10) Cemetery Oversight, Office of (§ 5–201 of the Business Regulation Article: 2020);

(11) Chiropractic and Massage Therapy Examiners, State Board of (§ 3–201

of the Health Occupations Article: 2019);

(12) Collection Agency Licensing Board, State (§ 7–201 of the Business Regulation Article: 2019);

(13) Cosmetologists, State Board of (§ 5–201 of the Business Occupations and Professions Article: 2018);

(14) Counselors and Therapists, State Board of Professional (§ 17–201 of the Health Occupations Article: 2016);

(15) Dietetic Practice, State Board of (§ 5–201 of the Health Occupations Article: 2022);

(16) Electricians, State Board of Master (§ 6–201 of the Business Occupations and Professions Article: 2020);

(17) Elevator Safety Review Board (§§ 12–819 through 12–841 of the Public Safety Article: 2016);

(18) Engineers, State Board for Professional (§ 14–201 of the Business Occupations and Professions Article: 2020);

(19) Engineers, State Board of Stationary (§ 6.5–201 of the Business Occupations and Professions Article: 2021);

(20) Environmental Health Specialists, State Board of (§ 21–201 of the Health Occupations Article: 2014);

(21) Financial Regulation, Office of the Commissioner of (§ 2–101 of the Financial Institutions Article: 2019);

(22) Foresters, State Board of (§ 7–201 of the Business Occupations and Professions Article: 2022);

(23) Health Care Commission, Maryland (§ 19–103 of the Health – General Article: 2015);

(24) Health Services Cost Review Commission, State (§ 19–202 of the Health – General Article: 2015);

(25) Heating, Ventilation, Air–Conditioning, and Refrigeration Contractors, State Board of (§ 9A–201 of the Business Regulation Article: 2020);

(26) Home Improvement Commission, Maryland (§ 8–201 of the Business Regulation Article: 2019);

(27) Horse Industry Board, Maryland (§ 2–701 of the Agriculture Article: 2023);

(28) Individual Tax Preparers, State Board of (§ 21–201 of the Business Occupations and Professions Article: 2023);

(29) Insurance Administration (§§ 2–101 and 2–103 of the Insurance Article: 2016);

(30) Interior Designers, State Board of Certified (§ 8–201 of the Business Occupations and Professions Article: 2021);

(31) Labor and Industry, Division of (Title 2 of the Labor and Employment Article: 2021) and related programs;

(32) Land Surveyors, State Board for Professional (§ 15–201 of the Business Occupations and Professions Article: 2021);

(33) Landscape Architects, State Board of Examiners of (§ 9–201 of the Business Occupations and Professions Article: 2021);

(34) Law Examiners, State Board of (§ 10–201 of the Business Occupations and Professions Article: 2017);

(35) Maryland–Bred Race Fund Advisory Committee (§ 11–531 of the Business Regulation Article: 2021);

(36) mold remediation services, licensing and regulation of (§ 8–701 of the Business Regulation Article: 2016);

(37) Nursing Home Administrators, State Board of Examiners of (§ 9–201 of the Health Occupations Article: 2014);

(38) Occupational Safety and Health Advisory Board (§ 5–302 of the Labor and Employment Article: 2021);

(39) Occupational Therapy Practice, State Board of (§ 10–201 of the Health Occupations Article: 2022);

(40) Optometry, State Board of Examiners in (§ 11–201 of the Health Occupations Article: 2020);

(41) Physical Therapy Examiners, State Board of (§ 13–201 of the Health Occupations Article: 2019);

(42) Pilots, State Board of (§ 11–201 of the Business Occupations and Professions Article: 2019);

(43) Plumbing, State Board of (§ 12–201 of the Business Occupations and Professions Article: 2020);

(44) Podiatric Medical Examiners, State Board of (§ 16–201 of the Health

Occupations Article: 2019);

(45) Prescription Drug Monitoring Program in the Department of Health and Mental Hygiene (§ 21–2A–02 of the Health – General Article: 2013);

(46) Psychologists, State Board of Examiners of (§ 18–201 of the Health Occupations Article: 2020);

(47) Public Accountancy, State Board of (§ 2–201 of the Business Occupations and Professions Article: 2022);

(48) Racing Commission, State (§ 11–201 of the Business Regulation Article: 2021);

(49) Real Estate Appraisers, Appraisal Management Companies, and Home Inspectors, State Commission of (§ 16–201 of the Business Occupations and Professions Article: 2020);

(50) Real Estate Commission, State (§ 17–201 of the Business Occupations and Professions Article: 2019);

(51) Residential Child Care Program Professionals, State Board for Certification of (§ 20–202 of the Health Occupations Article: 2021);

(52) security systems technicians, licensing and regulation of (§ 18–201 of the Business Occupations and Professions Article: 2013);

(53) Social Work Examiners, State Board of (§ 19–201 of the Health Occupations Article: 2021);

(54) Standardbred Race Fund Advisory Committee, Maryland (§ 11–625 of the Business Regulation Article: 2021);

(55) Veterinary Medical Examiners, State Board of (§ 2–302 of the Agriculture Article: 2018);

(56) Waterworks and Waste Systems Operators, State Board of (§ 12–201 of the Environment Article: 2018); and

(57) Well Drillers, State Board of (§ 13–201 of the Environment Article: 2018).

(c) A report on a preliminary evaluation shall:

(1) include a summary of:

(i) significant legislative and regulatory changes since the last evaluation;

- (ii) licensing and enforcement activities since the last evaluation;
- (iii) registered complaints, complaint outcomes, and disciplinary activities since the last evaluation; and
- (iv) revenues and expenditures for the most recent 6-year period, including indirect costs; and

(2) recommend whether a full evaluation should be undertaken by the Department.

(d) The Department shall consider recommending a full evaluation of a governmental activity or unit if problems are identified regarding:

(1) implementation of the governmental activity or unit's mandate or statutory requirements;

(2) management or disposition of licensing, enforcement, complaint, or disciplinary activities;

(3) finances or resources; or

(4) other issues as identified by the General Assembly or the Department.

(e) On completion, the Department shall submit each report on a preliminary evaluation to the Legislative Policy Committee.

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