

Article - State Government

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§8-405.

(a) The Department shall:

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

(2) prepare a report on each full 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 full evaluation, in the evaluation year specified, without the need for a preliminary evaluation:

(1) Dental Examiners, State Board of (§ 4-201 of the Health Occupations Article: 2019);

(2) Morticians and Funeral Directors, State Board of (§ 7-201 of the Health Occupations Article: 2016);

(3) (i) Nursing, State Board of (§ 8-201 of the Health Occupations Article: 2021); and

(ii) Electrology Practice Committee (§ 8-6B-05 of the Health Occupations Article: 2021);

(4) Pharmacy, State Board of (§ 12-201 of the Health Occupations Article: 2021); and

(5) Physicians, State Board of (§ 14-201 of the Health Occupations Article: 2016), including:

(i) Athletic Training Advisory Committee (§ 14-5D-04 of the Health Occupations Article: 2016);

(ii) Naturopathic Medicine Advisory Committee (§ 14-5F-04 of the Health Occupations Article: 2016);

(iii) Perfusion Advisory Committee (§ 14-5E-05 of the Health Occupations Article: 2016);

(iv) Physician Assistant Advisory Committee (§ 15-201 of the Health Occupations Article: 2016);

(v) Polysomnography Professional Standards Committee (§

14-5C-05 of the Health Occupations Article: 2016);

(vi) Radiation Therapy, Radiography, Nuclear Medicine Technology Advisory, and Radiology Assistance Committee (§ 14-5B-05 of the Health Occupations Article: 2016); and

(vii) Respiratory Care Professional Standards Committee (§ 14-5A-05 of the Health Occupations Article: 2016).

(c) In addition to the entities specified under subsection (b) of this section, the Department shall conduct a full evaluation of each entity that has undergone a preliminary evaluation for which the Legislative Policy Committee determines a full evaluation is necessary.

(d) Each full evaluation shall be completed on or before:

(1) December 1 of the evaluation year specified for entities subject to a full evaluation without a preliminary evaluation under subsection (b) of this section; or

(2) unless otherwise specified by the Legislative Policy Committee, December 1 of the year following the completion of a preliminary evaluation report.

(e) (1) If a preliminary evaluation has not been conducted, a full evaluation report shall address any issues raised in the previous sunset evaluation conducted by the Department and the governmental activity's or unit's:

(i) efficiency;

(ii) effectiveness;

(iii) role in protecting consumers;

(iv) sufficiency of resources; and

(v) accomplishment of legislative objectives.

(2) If a preliminary evaluation has been conducted, a full evaluation report shall focus on the issues identified in the preliminary evaluation of the governmental activity or unit.

(f) On completion, the Department shall submit each full evaluation report, including draft legislation to implement any recommended statutory changes, to the committees of jurisdiction.

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