SENATE BILL 599

By: Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Health and Mental Hygiene)
Introduced and read first time: February 6, 2015
Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

AN ACT concerning
Public Health – Expedited Partner Therapy for Chlamydia and Gonorrhea

FOR the purpose of providing for the purpose of expedited partner therapy; authorizing certain health care providers who diagnose chlamydia or gonorrhea in an individual patient to prescribe, dispense, or otherwise provide prescription antibiotic drugs to that patient’s sexual partners without examination of that patient’s partners; requiring the Secretary of Health and Mental Hygiene to adopt certain regulations; repealing a certain reporting requirement regarding the Expedited Partner Therapy Pilot Program; providing for the construction of certain provisions of this Act; repealing certain definitions; extending the termination date of the Expedited Partner Therapy Pilot Program within the Baltimore City Health Department; providing for the effective dates of this Act; and generally relating to expedited partner therapy for chlamydia and gonorrhea.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 18–214.1
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Section 2

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

Article – Health – General

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law.
18–214.1. [(a) (1) In this section the following words have the meanings indicated.

(2) “Commissioner” means the Commissioner of Health of the Baltimore City Health Department.

(3) “Program” means the Expedited Partner Therapy Pilot Program.

(b) There is an Expedited Partner Therapy Pilot Program in the Baltimore City Health Department.

(c) (A) The purpose of the Program EXPEDITED PARTNER THERAPY is to provide antibiotic therapy to ANY partner of a patient diagnosed with a sexually transmitted infection identified in subsection [(d) (B)] of this section in order to contain the infection:

(1) CONTAIN and stop the further spread of THE INFECTION; AND

(2) REDUCE THE LIKELIHOOD OF REINFECTION IN THE DIAGNOSED PATIENT.

(d) (B) Notwithstanding any other provision of law, in a public health clinic established by the Commissioner in Baltimore City, the following health care providers may PRESCRIBE, dispense, or otherwise provide antibiotic therapy to any sexual partner of a patient diagnosed with chlamydia or gonorrhea without making a personal physical assessment of the patient’s partner:

(1) A physician licensed under Title 14 of the Health Occupations Article; and

(2) A certified nurse practitioner AN ADVANCED PRACTICE NURSE WITH PRESCRIPTIVE AUTHORITY LICENSED UNDER TITLE 8 OF THE HEALTH OCCUPATIONS ARTICLE ACTING in accordance with § 8–508 of the Health Occupations Article; and

(3) An authorized physician assistant LICENSED UNDER TITLE 15 OF THE HEALTH OCCUPATIONS ARTICLE ACTING in accordance with § 15–302.2 of the Health Occupations Article.

(C) THIS SECTION MAY NOT BE CONSTRUED TO OTHERWISE EXPAND THE PRESCRIBING OR DISPENSING AUTHORITY OF AN ADVANCED PRACTICE NURSE WITH PRESCRIPTIVE AUTHORITY OR A PHYSICIAN ASSISTANT.

[(e)] (D) The Secretary shall adopt regulations to implement the requirements of this section IN PUBLIC AND PRIVATE HEALTH CARE SETTINGS IN THE STATE.
[(f) On or before December 31, 2007, and each year thereafter, the Baltimore City Health Department shall report to the Governor and, subject to § 2–1246 of the State Government Article, the General Assembly, on the operation and performance of the Expedited Partner Therapy Pilot Program.]

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:


SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2007. It shall remain effective for a period of 8 years AND 3 MONTHS and, at the end of [June 30, 2015] SEPTEMBER 30, 2015, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.

SECTION 3. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall take effect October 1, 2015.

SECTION 4. AND BE IT FURTHER ENACTED, That, except as provided in Section 3 of this Act, this Act shall take effect June 1, 2015.