

HOUSE BILL 668

J2, P3

7lr2102

By: **Delegates Krebs, Buckel, Hill, S. Howard, Jacobs, Kipke, McDonough,
W. Miller, Morgan, Rose, Saab, Shoemaker, and West**

Introduced and read first time: February 1, 2017

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Health Occupations Boards – Regulations and Policy Interpretations – Notice**
3 **and Public Meeting Requirements**

4 FOR the purpose of requiring certain health occupations boards to comply with certain
5 provisions of this Act before submitting a proposed regulation to the Joint Committee
6 on Administrative, Executive, and Legislative Review or adopting a new policy
7 interpretation of an existing regulation; requiring each health occupations board to
8 send certain regulations or policy interpretations to each licensee or certificate
9 holder of the board by certain means and to a certain address; requiring each health
10 occupations board to request the licensee or certificate holder to contact the board
11 with certain questions or concerns within a certain period of time; requiring certain
12 health occupations boards to hold a public meeting to discuss certain questions and
13 concerns at least a certain number of days after sending a proposed regulation or
14 policy interpretation to a licensee or certificate holder; providing for the application
15 of this Act; and generally relating to health occupations boards and requirements
16 relating to proposed regulations and new policy interpretations.

17 BY adding to

18 Article – Health Occupations

19 Section 1–223

20 Annotated Code of Maryland

21 (2014 Replacement Volume and 2016 Supplement)

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

24 **Article – Health Occupations**

25 **1–223.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(A) THIS SECTION DOES NOT APPLY TO AN EMERGENCY REGULATION.**

2 **(B) EACH HEALTH OCCUPATIONS BOARD AUTHORIZED TO ISSUE A LICENSE**
3 **OR CERTIFICATE UNDER THIS ARTICLE SHALL COMPLY WITH THIS SECTION BEFORE:**

4 **(1) SUBMITTING A PROPOSED REGULATION TO THE JOINT**
5 **COMMITTEE ON ADMINISTRATIVE, EXECUTIVE, AND LEGISLATIVE REVIEW IN**
6 **ACCORDANCE WITH THE ADMINISTRATIVE PROCEDURE ACT; OR**

7 **(2) ADOPTING A NEW POLICY INTERPRETATION OF AN EXISTING**
8 **REGULATION.**

9 **(C) EACH HEALTH OCCUPATIONS BOARD SHALL:**

10 **(1) SEND A PROPOSED REGULATION OR NEW POLICY**
11 **INTERPRETATION TO EACH LICENSEE OR CERTIFICATE HOLDER OF THE BOARD BY**
12 **ELECTRONIC MEANS OR FIRST-CLASS MAIL TO THE LAST KNOWN ELECTRONIC OR**
13 **PHYSICAL ADDRESS OF THE LICENSEE OR CERTIFICATE HOLDER; AND**

14 **(2) REQUEST THAT THE LICENSEE OR CERTIFICATE HOLDER**
15 **CONTACT THE BOARD WITH ANY QUESTIONS OR CONCERNS REGARDING THE**
16 **PROPOSED REGULATION OR NEW POLICY INTERPRETATION WITHIN 14 DAYS AFTER**
17 **THE DATE THE PROPOSED REGULATION OR NEW POLICY INTERPRETATION WAS**
18 **SENT.**

19 **(D) AT LEAST 30 DAYS AFTER SENDING A PROPOSED REGULATION OR NEW**
20 **POLICY INTERPRETATION AS REQUIRED UNDER SUBSECTION (C) OF THIS SECTION,**
21 **THE BOARD SHALL HOLD A PUBLIC MEETING TO DISCUSS ANY QUESTIONS OR**
22 **CONCERNS RECEIVED BY THE BOARD.**

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
24 October 1, 2017.