

Chapter 441

(Senate Bill 163)

AN ACT concerning

Public Health – Community Health Workers – Advisory Committee and Certification

FOR the purpose of establishing the State Community Health Worker Advisory Committee; providing for the composition of the Advisory Committee; providing for the qualifications, terms, and removal of certain members of the Advisory Committee; providing for the chair and officers of the Advisory Committee; specifying that a majority of the members then serving on the Advisory Committee is a quorum; requiring the Advisory Committee to meet at least a certain number of times each year at certain times and places to make certain recommendations; requiring the Maryland Department of Health to provide certain support and technical assistance to the Advisory Committee; requiring that certain written materials be provided in the preferred language of the Advisory Committee members, as necessary; requiring that training or educational opportunities be made available to Advisory Committee members on certain processes; specifying that an Advisory Committee member is entitled to certain reimbursement for certain expenses; requiring the Advisory Committee to advise the Department on certain matters relating to the certification and training of community health workers; providing that, subject to a certain exception, a certified community health worker training program must be approved by the Department before operating in the State; providing that certain apprenticeship programs may be accredited by the Department as community health worker training programs; requiring the Department to adopt certain regulations for accrediting certified community health worker training programs; requiring the Department to adopt regulations relating to the certification of community health workers; authorizing the Department to adopt certain regulations related to the certification of community health workers; authorizing the Department to adopt certain regulations recommended by the Advisory Committee; specifying the duties of the Department regarding the certification of community health workers; authorizing the Department to certify an individual to practice as a community health worker in the State; establishing qualifications for a certain certification; ~~establishing certain certification application, issuance, and renewal procedures; establishing procedures for placing a certificate on inactive status, reactivating a certificate, and providing notice for nonrenewal of a certificate;~~ requiring the Department to establish a deadline after which an individual must be certified under this Act to make certain representations; prohibiting a certain individual from making a certain representation to the public after a certain date; providing that an individual who violates a certain provision of this Act is subject to a certain penalty; establishing the State Community Health Workers Fund; authorizing the Department to set certain fees for a certain purpose; providing for the purpose, operation, and uses of the Fund; specifying that the Fund is a special, nonlapsing fund not subject to a certain provision of law; prohibiting unspent portions of the

Fund from reverting to the General Fund; specifying that a person who gives certain information to the Department or Advisory Committee or otherwise participates in certain activities has a certain immunity from liability; providing for the terms of the initial appointed members of the Advisory Committee; requiring the Advisory Committee to hold its first meeting within a certain time period after the Governor has appointed the last initial member of the Advisory Committee; declaring the intent of the General Assembly regarding the initial funding of certain Department activities and reimbursement of the General Fund under certain circumstances; defining certain terms; and generally relating to the State Community Health Worker Advisory Committee and the certification of community health workers.

BY adding to

Article – Health – General

Section 13–3601 through 13–3609 to be under the new subtitle “Subtitle 36. Community Health Workers”

Annotated Code of Maryland

(2015 Replacement Volume and 2017 Supplement)

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

Article – Health – General

SUBTITLE 36. COMMUNITY HEALTH WORKERS.

13–3601.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) “ADVISORY COMMITTEE” MEANS THE STATE COMMUNITY HEALTH WORKER ADVISORY COMMITTEE.

(C) “COMMUNITY HEALTH WORKER” MEANS A FRONTLINE PUBLIC HEALTH WORKER WHO:

(1) IS A TRUSTED MEMBER OF, OR HAS AN UNUSUALLY CLOSE UNDERSTANDING OF, THE COMMUNITY BEING SERVED;

(2) SERVES AS A LIAISON TO, LINK TO, OR INTERMEDIARY BETWEEN HEALTH AND SOCIAL SERVICES AND THE COMMUNITY TO:

(I) FACILITATE ACCESS TO SERVICES; AND

(II) IMPROVE THE QUALITY AND CULTURAL COMPETENCE OF SERVICE DELIVERY; AND

(3) BUILDS INDIVIDUAL AND COMMUNITY CAPACITY BY INCREASING HEALTH KNOWLEDGE AND SELF-SUFFICIENCY THROUGH A RANGE OF ACTIVITIES, INCLUDING:

(I) OUTREACH;

(II) COMMUNITY EDUCATION;

(III) ~~INFORMAL COUNSELING~~ THE PROVISION OF INFORMATION TO SUPPORT INDIVIDUALS IN THE COMMUNITY;

(IV) SOCIAL SUPPORT; AND

(V) ADVOCACY.

(D) "FUND" MEANS THE STATE COMMUNITY HEALTH WORKERS FUND ESTABLISHED UNDER § 13-3607 OF THIS SUBTITLE.

13-3602.

(A) THERE IS A STATE COMMUNITY HEALTH WORKER ADVISORY COMMITTEE.

(B) THE ADVISORY COMMITTEE CONSISTS OF THE FOLLOWING MEMBERS:

(1) THE SECRETARY OF HEALTH, OR THE SECRETARY'S DESIGNEE;
AND

(2) THE FOLLOWING MEMBERS APPOINTED BY THE GOVERNOR, WITH THE ADVICE AND CONSENT OF THE SENATE:

(I) ~~SEVEN~~ NINE COMMUNITY HEALTH WORKERS;

(II) ONE REGISTERED NURSE WITH EXPERIENCE IN COMMUNITY HEALTH;

(III) ONE LICENSED SOCIAL WORKER WITH EXPERIENCE IN COMMUNITY HEALTH;

(IV) ONE REPRESENTATIVE OF A COMMUNITY HEALTH WORKER TRAINING ORGANIZATION;

(V) ONE REPRESENTATIVE OF THE MARYLAND PUBLIC HEALTH ASSOCIATION;

(VI) ONE REPRESENTATIVE OF A COMMUNITY-BASED EMPLOYER OF COMMUNITY HEALTH WORKERS;

(VII) ONE MEMBER OF THE PUBLIC WHO IS FAMILIAR WITH THE SERVICES OF COMMUNITY HEALTH WORKERS; ~~AND~~

(VIII) ONE REPRESENTATIVE OF THE MARYLAND ASSOCIATION OF COUNTY HEALTH OFFICERS;

(IX) ONE REPRESENTATIVE OF THE MARYLAND HOSPITAL ASSOCIATION; AND

(X) ONE REPRESENTATIVE OF THE COMMUNITY BEHAVIORAL HEALTH ASSOCIATION OF MARYLAND.

(C) EACH ADVISORY COMMITTEE MEMBER MUST BE A RESIDENT OF THE STATE.

(D) (1) THE TERM OF AN APPOINTED MEMBER IS 4 YEARS.

(2) THE TERMS OF THE APPOINTED MEMBERS ARE STAGGERED AS REQUIRED BY THE TERMS PROVIDED FOR THE APPOINTED MEMBERS OF THE ADVISORY COMMITTEE ON OCTOBER 1, 2018.

(3) AT THE END OF A TERM, AN APPOINTED MEMBER CONTINUES TO SERVE UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.

(4) A MEMBER WHO IS APPOINTED AFTER A TERM HAS BEGUN SERVES ONLY FOR THE REST OF THE TERM AND UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.

(5) AN APPOINTED MEMBER MAY NOT SERVE MORE THAN TWO CONSECUTIVE FULL TERMS.

(6) TO THE EXTENT PRACTICABLE, THE GOVERNOR SHALL FILL ANY VACANCY ON THE ADVISORY COMMITTEE WITHIN 60 DAYS AFTER THE DATE OF THE VACANCY.

(E) (1) THE GOVERNOR MAY REMOVE AN APPOINTED MEMBER FOR INCOMPETENCE, MISCONDUCT, INCAPACITY, OR NEGLIGENCE OF DUTY.

(2) ON THE RECOMMENDATION OF THE SECRETARY, THE GOVERNOR MAY REMOVE AN APPOINTED MEMBER WHOM THE SECRETARY FINDS TO HAVE BEEN ABSENT FROM TWO SUCCESSIVE ADVISORY COMMITTEE MEETINGS WITHOUT ADEQUATE REASON.

13-3603.

(A) (1) THE SECRETARY OF HEALTH, OR THE SECRETARY'S DESIGNEE, SHALL SERVE AS THE CHAIR OF THE ADVISORY COMMITTEE.

(2) (I) FROM AMONG ITS APPOINTED MEMBERS, THE ADVISORY COMMITTEE ANNUALLY SHALL ELECT A VICE CHAIR AND A SECRETARY.

(II) THE ADVISORY COMMITTEE SHALL DETERMINE:

1. THE MANNER OF ELECTION OF THE VICE CHAIR AND THE SECRETARY; AND

2. THE DUTIES OF EACH OFFICER.

(B) A MAJORITY OF THE MEMBERS THEN SERVING ON THE ADVISORY COMMITTEE IS A QUORUM.

(C) THE ADVISORY COMMITTEE SHALL MEET AT LEAST TWO TIMES EACH YEAR, AT THE TIMES AND PLACES THAT THE ADVISORY COMMITTEE DETERMINES, TO MAKE RECOMMENDATIONS REGARDING THE ITEMS LISTED UNDER § 13-3604 OF THIS SUBTITLE.

(D) A MEMBER OF THE ADVISORY COMMITTEE IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.

(E) THE DEPARTMENT SHALL PROVIDE STAFF SUPPORT AND TECHNICAL ASSISTANCE FOR THE ADVISORY COMMITTEE.

(F) WRITTEN MATERIALS USED TO CONDUCT THE BUSINESS OF THE ADVISORY COMMITTEE SHALL BE PROVIDED IN THE PREFERRED LANGUAGE OF THE ADVISORY COMMITTEE MEMBERS, AS NECESSARY.

(G) TRAINING OR EDUCATIONAL OPPORTUNITIES SHALL BE MADE AVAILABLE TO ADVISORY COMMITTEE MEMBERS ON THE FORMAL AND INFORMAL PROCESSES THAT WILL BE USED TO CONDUCT THE BUSINESS OF THE ADVISORY COMMITTEE.

13-3604.

~~THE~~ AFTER SEEKING INPUT FROM THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION, THE MARYLAND HIGHER EDUCATION COMMISSION, THE MARYLAND RURAL HEALTH ASSOCIATION, THE MARYLAND ACADEMY OF NUTRITION AND DIETETICS, THE MARYLAND STATE DENTAL ASSOCIATION, COMMUNITY AND HOSPITAL EMPLOYERS OF COMMUNITY HEALTH WORKERS, AND INSTITUTIONS OF POSTSECONDARY EDUCATION WITH PROGRAMS IN NURSING, SOCIAL WORK, AND DIETETICS, THE ADVISORY COMMITTEE SHALL ADVISE THE DEPARTMENT ON:

- (1) COMMUNITY HEALTH WORKER TRAINING PROGRAMS, INCLUDING TIERS OF TRAINING;
- (2) FEES FOR THE ISSUANCE AND RENEWAL OF CERTIFICATES AND OTHER SERVICES;
- (3) GRANDFATHERING PROVISIONS;
- (4) ~~CRIMINAL BACKGROUND CHECKS REQUIRED FOR CERTIFICATION;~~
- ~~(5)~~ (5) CRITERIA FOR THE DENIAL OF A CERTIFICATION APPLICATION, REPRIMAND OF A CERTIFICATE HOLDER, PLACING A CERTIFICATE HOLDER ON PROBATION, OR SUSPENSION OR REVOCATION OF A CERTIFICATE;
- ~~(6)~~ (5) HEARING PROCEDURES BEFORE THE DEPARTMENT TAKES ANY DISCIPLINARY ACTION LISTED UNDER ITEM ~~(5)~~ (4) OF THIS SECTION;
- ~~(7)~~ (6) APPEAL PROCEDURES FOR A PERSON AGGRIEVED BY A DECISION OF THE DEPARTMENT;
- ~~(8)~~ (7) CRITERIA FOR THE REINSTATEMENT OF A SUSPENDED OR REVOKED CERTIFICATE; ~~AND~~
- ~~(9)~~ (8) PENALTIES FOR VIOLATIONS OF THIS SUBTITLE; AND
- (9) THE APPROPRIATE TERM OF A CERTIFICATE AND RENEWAL PROCEDURES.

13-3605.

(A) (1) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, A CERTIFIED COMMUNITY HEALTH WORKER TRAINING PROGRAM MUST BE ACCREDITED BY THE DEPARTMENT BEFORE OPERATING IN THE STATE.

(II) A CERTIFIED COMMUNITY HEALTH WORKER TRAINING PROGRAM IN OPERATION ON OCTOBER 1, 2018, MAY CONTINUE TO OPERATE UNTIL THE DEADLINE ESTABLISHED BY THE DEPARTMENT UNDER PARAGRAPH (3)(I)2 OF THIS SUBSECTION.

(III) AN APPRENTICESHIP PROGRAM REGISTERED WITH THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION MAY BE ACCREDITED BY THE DEPARTMENT AS A CERTIFIED COMMUNITY HEALTH WORKER TRAINING PROGRAM.

(2) THE DEPARTMENT, WORKING IN COLLABORATION WITH THE ADVISORY COMMITTEE, SHALL ADOPT REGULATIONS ESTABLISHING A PROCEDURE FOR ACCREDITING COMMUNITY HEALTH WORKER TRAINING PROGRAMS.

(3) (I) THE REGULATIONS ADOPTED UNDER THIS SUBSECTION SHALL INCLUDE:

1. A DEADLINE BEFORE WHICH CERTIFIED COMMUNITY HEALTH WORKER TRAINING PROGRAMS IN OPERATION ON OCTOBER 1, 2018, MUST APPLY FOR ACCREDITATION; AND

2. A DEADLINE BEFORE WHICH THE DEPARTMENT WILL MAKE A DECISION REGARDING ACCREDITATION APPLICATIONS.

(II) THE DEPARTMENT SHALL CONSULT WITH COMMUNITY HEALTH WORKER TRAINING PROGRAMS IN ESTABLISHING THE TIME FRAMES REQUIRED UNDER THIS PARAGRAPH.

(4) THE REGULATIONS ADOPTED UNDER THIS SUBSECTION SHALL INCLUDE:

(I) A PROCEDURE FOR REVIEWING A CERTIFIED COMMUNITY HEALTH WORKER TRAINING PROGRAM'S APPLICATION;

(II) CURRICULUM REQUIREMENTS;

(III) A PROCESS THROUGH WHICH AN INDIVIDUAL WORKING AS A COMMUNITY HEALTH WORKER ON OCTOBER 1, 2018, AND WHO ALREADY POSSESSES THE KNOWLEDGE TAUGHT IN A COMMUNITY HEALTH WORKER TRAINING PROGRAM ACCREDITED BY THE DEPARTMENT UNDER THIS SECTION, MAY BE

EXEMPTED FROM THE TRAINING REQUIRED UNDER § 13-3606(B)(1) OF THIS SUBTITLE;

(IV) REQUIREMENTS FOR PERIODIC REVIEW OF AN ACCREDITED CERTIFIED COMMUNITY HEALTH WORKER TRAINING PROGRAM;

(V) A PROCESS BY WHICH THE DEPARTMENT SHALL NOTIFY A CERTIFIED COMMUNITY HEALTH WORKER TRAINING PROGRAM IN OPERATION ON OCTOBER 1, 2018, OF ANY CHANGES NEEDED TO COMPLY WITH THE DEPARTMENT'S ACCREDITATION REQUIREMENTS;

(VI) A REASONABLE DEADLINE BEFORE WHICH A CERTIFIED COMMUNITY HEALTH WORKER TRAINING PROGRAM IN OPERATION ON OCTOBER 1, 2018, IS REQUIRED TO COMPLY WITH THE DEPARTMENT'S ACCREDITATION REQUIREMENTS; AND

(VII) A PROCESS BY WHICH THE DEPARTMENT MAY REVOKE A CERTIFIED COMMUNITY HEALTH WORKER TRAINING PROGRAM'S ACCREDITATION THAT ALLOWS FOR AN ADEQUATE HEARING AND CHANCE FOR APPEAL.

(B) THE DEPARTMENT, WORKING IN COLLABORATION WITH THE ADVISORY COMMITTEE, SHALL:

(1) ADOPT INITIAL REGULATIONS FOR THE CERTIFICATION OF COMMUNITY HEALTH WORKERS THAT ESTABLISH:

(I) THAT ANY INDIVIDUAL WHO COMPLETES A COMMUNITY HEALTH WORKER TRAINING PROGRAM ACCREDITED BY THE DEPARTMENT UNDER SUBSECTION (A) OF THIS SECTION IS A QUALIFIED COMMUNITY HEALTH WORKER APPLICANT; AND

(II) AN INITIAL FEE FOR THE CERTIFICATION OF COMMUNITY HEALTH WORKERS, NOT TO EXCEED \$75, WHICH SHALL BE ADJUSTED AS ADVISED BY THE ADVISORY COMMITTEE;

~~(2) ADOPT ANY ADDITIONAL REGULATIONS RECOMMENDED BY THE ADVISORY COMMITTEE FOR THE CERTIFICATION OF COMMUNITY HEALTH WORKERS;~~

~~(3)~~ (2) KEEP A CURRENT RECORD OF ALL CERTIFIED COMMUNITY HEALTH WORKERS;

~~(4)~~ (3) COLLECT AND ACCOUNT FOR FEES PROVIDED FOR UNDER THIS SUBTITLE;

~~(5)~~ (4) PAY ALL NECESSARY EXPENSES ASSOCIATED WITH CERTIFYING COMMUNITY HEALTH WORKERS IN ACCORDANCE WITH THE STATE BUDGET;

~~(6)~~ (5) KEEP A COMPLETE RECORD OF PROCEEDINGS RELATING TO CERTIFIED COMMUNITY HEALTH WORKERS; AND

~~(7)~~ ~~SUBMIT TO THE GOVERNOR AN ANNUAL REPORT OF ITS ACTIVITIES RELATING TO COMMUNITY HEALTH WORKERS THAT INCLUDES:~~

~~(I) A FINANCIAL STATEMENT; AND~~

~~(II) A PLAN FOR SPECIAL FUND REVENUES.~~

(6) MAINTAIN A LIST OF CERTIFIED COMMUNITY HEALTH WORKERS ON ITS WEBSITE TO ALLOW EMPLOYERS AND CONSUMERS TO VERIFY THE CERTIFICATION STATUS OF COMMUNITY HEALTH WORKERS.

(C) THE DEPARTMENT MAY ADOPT REGULATIONS ON THE PROCEDURES FOR:

(1) DENYING A CERTIFICATION APPLICATION;

(2) SUSPENDING AND REVOKING CERTIFICATES;

(3) RENEWING CERTIFICATES; AND

(4) OTHERWISE REGULATING THE CERTIFICATION OF COMMUNITY HEALTH WORKERS.

(D) THE DEPARTMENT MAY ADOPT ANY ADDITIONAL REGULATIONS RECOMMENDED BY THE ADVISORY COMMITTEE FOR THE CERTIFICATION OF COMMUNITY HEALTH WORKERS.

13-3606.

(A) THE DEPARTMENT MAY CERTIFY AN INDIVIDUAL TO PRACTICE AS A COMMUNITY HEALTH WORKER IN THE STATE.

(B) TO QUALIFY FOR CERTIFICATION, AN APPLICANT SHALL:

(1) (i) HAVE COMPLETED A COMMUNITY HEALTH WORKER TRAINING PROGRAM ACCREDITED BY THE DEPARTMENT UNDER § 13-3605 OF THIS SUBTITLE; OR

(ii) BE EXEMPTED BY THE DEPARTMENT FROM THE TRAINING REQUIRED UNDER ITEM (i) OF THIS ITEM; AND

(2) MEET ANY OTHER REQUIREMENTS ESTABLISHED BY THE DEPARTMENT.

(C) TO APPLY FOR CERTIFICATION AS A COMMUNITY HEALTH WORKER, AN APPLICANT SHALL:

(1) SUBMIT AN APPLICATION TO THE DEPARTMENT ON THE FORM THAT THE DEPARTMENT REQUIRES; AND

(2) PAY ANY FEE AND SUBMIT ANY ADDITIONAL MATERIALS REQUIRED BY THE DEPARTMENT.

(D) THE DEPARTMENT SHALL ISSUE A CERTIFICATE TO ANY APPLICANT WHO MEETS THE REQUIREMENTS OF SUBSECTION (B) OF THIS SECTION.

(E) THE DEPARTMENT SHALL INCLUDE ON EACH CERTIFICATE THAT THE DEPARTMENT ISSUES:

(1) THE FULL NAME OF THE CERTIFICATE HOLDER;

(2) THE DATES OF ISSUANCE AND EXPIRATION;

(3) A SERIAL NUMBER; AND

(4) THE SIGNATURE OF THE DEPARTMENT'S REPRESENTATIVE.

(F) (1) THE DEPARTMENT SHALL ESTABLISH A DEADLINE AFTER WHICH AN INDIVIDUAL MUST BE CERTIFIED UNDER THIS SUBTITLE TO MAKE REPRESENTATIONS TO THE PUBLIC THAT THE INDIVIDUAL IS A CERTIFIED COMMUNITY HEALTH WORKER.

(2) ON OR AFTER THE DATE SET UNDER PARAGRAPH (1) OF THIS SUBSECTION, UNLESS CERTIFIED AS A COMMUNITY HEALTH WORKER UNDER THIS SUBTITLE, AN INDIVIDUAL MAY NOT REPRESENT TO THE PUBLIC BY TITLE THAT THE INDIVIDUAL IS CERTIFIED AS A COMMUNITY HEALTH WORKER.

(3) AN INDIVIDUAL WHO VIOLATES PARAGRAPH (2) OF THIS SUBSECTION IS SUBJECT TO A PENALTY DETERMINED AND COLLECTED BY THE DEPARTMENT.

~~(F) (1) A CERTIFICATE EXPIRES ON THE DATE SPECIFIED ON THE CERTIFICATE, UNLESS IT IS RENEWED FOR A 2 YEAR TERM AS PROVIDED IN THIS SUBSECTION.~~

~~(2) AT LEAST 1 MONTH BEFORE THE CERTIFICATE EXPIRES, THE DEPARTMENT SHALL SEND TO THE CERTIFICATE HOLDER, BY ELECTRONIC MEANS OR BY FIRST CLASS MAIL, A RENEWAL NOTICE THAT STATES:~~

~~(I) THE DATE ON WHICH THE CURRENT CERTIFICATE EXPIRES;~~

~~(II) THE DATE BY WHICH THE RENEWAL APPLICATION MUST BE RECEIVED BY THE DEPARTMENT FOR THE RENEWAL TO BE ISSUED AND MAILED BEFORE THE CERTIFICATE EXPIRES;~~

~~(III) THE AMOUNT OF THE RENEWAL FEE; AND~~

~~(IV) THE HOURS OF CONTINUING EDUCATION REQUIRED FOR RENEWAL OF THE CERTIFICATION.~~

~~(3) BEFORE THE CERTIFICATE EXPIRES, THE CERTIFICATE HOLDER MAY RENEW THE CERTIFICATE FOR AN ADDITIONAL 2 YEAR TERM IF THE CERTIFICATE HOLDER:~~

~~(I) OTHERWISE IS ENTITLED TO BE CERTIFIED;~~

~~(II) PAYS THE RENEWAL FEE SET BY THE DEPARTMENT;~~

~~(III) SUBMITS A RENEWAL APPLICATION ON THE FORM THAT THE DEPARTMENT REQUIRES; AND~~

~~(IV) SUBMITS PROOF THAT DURING THE PREVIOUS 2 YEAR PERIOD, THE CERTIFICATE HOLDER HAS COMPLETED ANY CONTINUING EDUCATION REQUIRED BY THE DEPARTMENT.~~

~~(4) (I) THE DEPARTMENT SHALL RENEW THE CERTIFICATE OF EACH CERTIFICATE HOLDER WHO MEETS THE REQUIREMENTS OF THIS SECTION.~~

~~(II) THE RENEWAL CERTIFICATE SHALL USE THE SAME SERIAL NUMBER ASSIGNED TO THE CERTIFICATE HOLDER AT THE TIME OF THE ORIGINAL CERTIFICATION.~~

~~(G) A CERTIFICATE HOLDER SHALL NOTIFY THE DEPARTMENT OF ANY CHANGE IN THE ADDRESS OF THE CERTIFICATE HOLDER WITHIN 60 DAYS AFTER THE CHANGE OCCURS.~~

~~(H) (1) (i) THE DEPARTMENT SHALL PLACE A CERTIFIED COMMUNITY HEALTH WORKER ON INACTIVE STATUS FOR A PERIOD NOT TO EXCEED 4 YEARS IF THE CERTIFIED COMMUNITY HEALTH WORKER:~~

~~1. SUBMITS A WRITTEN APPLICATION FOR INACTIVE STATUS ON A FORM THE DEPARTMENT REQUIRES; AND~~

~~2. PAYS THE INACTIVE STATUS FEE SET BY THE DEPARTMENT.~~

~~(H) THE DEPARTMENT SHALL PROVIDE TO A CERTIFIED COMMUNITY HEALTH WORKER WHO IS PLACED ON INACTIVE STATUS WRITTEN NOTIFICATION OF:~~

~~1. THE DATE THE CERTIFICATE HAS EXPIRED OR WILL EXPIRE;~~

~~2. THE DATE THE CERTIFIED COMMUNITY HEALTH WORKER'S INACTIVE STATUS BECAME EFFECTIVE;~~

~~3. THE DATE THE CERTIFIED COMMUNITY HEALTH WORKER'S INACTIVE STATUS EXPIRES; AND~~

~~4. THE CONSEQUENCES OF NOT REACTIVATING THE CERTIFICATE BEFORE THE INACTIVE STATUS EXPIRES.~~

~~(H) THE DEPARTMENT SHALL REACTIVATE THE CERTIFICATE OF A CERTIFIED COMMUNITY HEALTH WORKER WHO IS ON INACTIVE STATUS IF THE CERTIFIED COMMUNITY HEALTH WORKER:~~

~~1. APPLIES TO THE DEPARTMENT FOR REACTIVATION OF THE CERTIFICATE BEFORE THE INACTIVE STATUS EXPIRES;~~

~~2. COMPLIES WITH THE CERTIFICATE RENEWAL REQUIREMENTS THAT ARE IN EFFECT WHEN THE CERTIFIED COMMUNITY HEALTH WORKER APPLIES FOR REACTIVATION;~~

~~3. HAS COMPLETED THE NUMBER OF CREDIT HOURS OF APPROVED CONTINUING EDUCATION SET BY THE DEPARTMENT; AND~~

~~4. PAYS THE REACTIVATION PROCESSING FEE SET BY THE DEPARTMENT.~~

~~(2) (i) THE DEPARTMENT SHALL PLACE A CERTIFIED COMMUNITY HEALTH WORKER ON NONRENEWED STATUS FOR A PERIOD NOT TO EXCEED 4 YEARS IF THE CERTIFIED COMMUNITY HEALTH WORKER FAILED TO RENEW THE CERTIFICATE FOR ANY REASON.~~

~~(ii) THE DEPARTMENT SHALL PROVIDE TO A CERTIFIED COMMUNITY HEALTH WORKER WHO IS PLACED ON NONRENEWED STATUS WRITTEN NOTIFICATION OF:~~

~~1. THE DATE THE CERTIFICATE EXPIRES;~~

~~2. THE DATE THE CERTIFIED COMMUNITY HEALTH WORKER'S NONRENEWED STATUS BECAME EFFECTIVE;~~

~~3. THE DATE THE CERTIFIED COMMUNITY HEALTH WORKER'S NONRENEWED STATUS EXPIRES; AND~~

~~4. THE CONSEQUENCES OF NOT REACTIVATING THE CERTIFICATE BEFORE THE NONRENEWED STATUS EXPIRES.~~

~~(iii) THE DEPARTMENT SHALL REACTIVATE THE CERTIFICATE OF A CERTIFIED COMMUNITY HEALTH WORKER WHO IS PLACED ON NONRENEWED STATUS IF THE CERTIFIED COMMUNITY HEALTH WORKER:~~

~~1. APPLIES TO THE DEPARTMENT FOR REACTIVATION OF THE CERTIFICATE BEFORE THE NONRENEWED STATUS EXPIRES;~~

~~2. COMPLIES WITH THE CERTIFICATE RENEWAL REQUIREMENTS THAT ARE IN EFFECT WHEN THE INDIVIDUAL APPLIES FOR REACTIVATION;~~

~~3. HAS COMPLETED THE NUMBER OF CREDIT HOURS OF APPROVED CONTINUING EDUCATION SET BY THE DEPARTMENT; AND~~

~~4. PAYS THE REACTIVATION PROCESSING FEE SET BY THE DEPARTMENT.~~

~~(3) NOTWITHSTANDING PARAGRAPH (1) OR (2) OF THIS SUBSECTION, THE DEPARTMENT SHALL REACTIVATE THE CERTIFICATE OF A CERTIFIED COMMUNITY HEALTH WORKER WHO WAS PLACED ON INACTIVE OR NONRENEWED STATUS IF THE CERTIFIED COMMUNITY HEALTH WORKER:~~

~~(i) APPLIES TO THE DEPARTMENT FOR REACTIVATION AFTER THE INACTIVE OR NONRENEWED STATUS HAS EXPIRED;~~

~~(ii) PAYS THE REACTIVATION PROCESSING FEE SET BY THE DEPARTMENT AND ANY OTHER FEES REQUIRED BY THE DEPARTMENT; AND~~

~~(iii) PROVIDES ANY DOCUMENTATION REQUIRED BY THE DEPARTMENT ON THE FORM THE DEPARTMENT REQUIRES.~~

13-3607.

(A) THERE IS A STATE COMMUNITY HEALTH WORKERS FUND.

(B) (1) THE DEPARTMENT MAY SET FEES AS ADVISED BY THE ADVISORY COMMITTEE.

(2) FUNDS TO COVER THE EXPENSES OF THE DEPARTMENT RELATING TO THE CERTIFICATION OF COMMUNITY HEALTH WORKERS SHALL BE GENERATED BY FEES SET UNDER THIS SUBTITLE.

(C) (1) THE DEPARTMENT SHALL REMIT ALL FEES COLLECTED UNDER THIS SUBTITLE TO THE COMPTROLLER.

(2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE FUND.

(D) (1) THE FUND SHALL BE USED TO COVER THE ACTUAL DOCUMENTED DIRECT AND INDIRECT COSTS OF FULFILLING THE STATUTORY AND REGULATORY DUTIES OF THE DEPARTMENT AS PROVIDED UNDER THIS SUBTITLE.

(2) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(3) ANY UNSPENT PORTION OF THE FUND MAY NOT BE TRANSFERRED OR REVERT TO THE GENERAL FUND BUT SHALL REMAIN IN THE FUND TO BE USED FOR THE PURPOSES SPECIFIED IN THIS SUBTITLE.

(4) NO OTHER STATE MONEY MAY BE USED TO SUPPORT THE FUND.

(E) (1) A DESIGNEE OF THE DEPARTMENT SHALL ADMINISTER THE FUND.

(2) MONEY IN THE FUND MAY BE EXPENDED ONLY FOR ANY LAWFUL PURPOSE AUTHORIZED UNDER THIS SUBTITLE.

13-3608.

A PERSON SHALL HAVE THE IMMUNITY FROM LIABILITY DESCRIBED IN § 5-702 OF THE COURTS ARTICLE FOR GIVING INFORMATION TO THE DEPARTMENT OR THE ADVISORY COMMITTEE OR OTHERWISE PARTICIPATING IN ACTIVITIES OF THE DEPARTMENT OR THE ADVISORY COMMITTEE RELATING TO COMMUNITY HEALTH WORKERS.

13-3609.

THIS SUBTITLE MAY BE CITED AS THE MARYLAND COMMUNITY HEALTH WORKERS ACT.

SECTION 2. AND BE IT FURTHER ENACTED, That the terms of the initial appointed members of the State Community Health Worker Advisory Committee shall expire as follows:

- (1) three members in 2020;
- (2) three members in 2021;
- (3) four members in 2022; and
- (4) four members in 2023.

SECTION 3. AND BE IT FURTHER ENACTED, That the State Community Health Worker Advisory Committee shall hold its first meeting within 30 days after the Governor has appointed the last of the initial appointed members of the Advisory Committee.

SECTION 4. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that the Governor provide funds in the fiscal year 2019 State budget at a level sufficient to allow the Maryland Department of Health to begin accrediting community health worker training programs and certifying community health workers, and that when special funds become available for the certification of community health workers, the special funds be used to reimburse the General Fund for the cost of starting up the Department's activities related to community health workers.

SECTION 5. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2018.

Approved by the Governor, May 8, 2018.