

SENATE BILL 110

J2

8lr0050

(PRE-FILED)

By: **Chair, Education, Health, and Environmental Affairs Committee (By Request
– Departmental – Health)**

Requested: September 27, 2017

Introduced and read first time: January 10, 2018

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **State Board of Podiatric Medical Examiners – Licensure – Qualifications and**
3 **Examinations**

4 FOR the purpose of requiring that an applicant for a license to practice podiatry pass a
5 certain national examination and a certain examination on the statute and
6 regulations of the State Board of Podiatric Medical Examiners; repealing the
7 requirement that the Board notify each qualified applicant who is eligible to sit for
8 a certain examination of the time and place of the examination; requiring the Board
9 to notify each qualified applicant who is eligible to take a certain examination of the
10 requirements of the examination; repealing a certain provision of law authorizing
11 the Board to use certain oral and clinical examinations in conducting a certain
12 examination; repealing a certain provision of law limiting the subjects that may be
13 included in a certain examination; repealing the requirement that the Board record
14 the results of certain examinations in the Board's minutes; updating certain
15 terminology; making certain clarifying and conforming changes; and generally
16 relating to licensure under the State Board of Podiatric Medical Examiners.

17 BY repealing and reenacting, with amendments,
18 Article – Health Occupations
19 Section 16–302 and 16–304
20 Annotated Code of Maryland
21 (2014 Replacement Volume and 2017 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 16–302.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) To qualify for a license, an applicant shall be an individual who meets the
2 requirements of this section.

3 (b) The applicant shall be of good moral character.

4 (c) The applicant shall be at least 18 years old.

5 (d) The applicant shall be a graduate of a school or college of [podiatry]
6 **PODIATRIC MEDICINE** that is accredited by the Council on Education of the American
7 Podiatric Medical Association and approved by the Board.

8 (e) Except as otherwise provided in this title, the applicant shall pass [an]:

9 **(1) THE NATIONAL BOARD OF PODIATRIC MEDICAL EXAMINERS**
10 **LICENSING EXAMINATION; AND**

11 **(2) A WRITTEN examination [given] ON THE BOARD'S STATUTE AND**
12 **REGULATIONS ADMINISTERED** by the Board under **§ 16-304** OF this subtitle.

13 (f) The Board may require an applicant to complete a postgraduate podiatric
14 residency program in:

15 (1) A health care facility licensed or approved by the Department;

16 (2) A program approved by the Council on Education of the American
17 Podiatric Medical Association or its successor; or

18 (3) A program approved by the Board.

19 (g) (1) The Board shall require as part of its examination or licensing
20 procedures that an applicant for a license to practice podiatry demonstrate an oral
21 competency in the English language.

22 (2) Graduation from a recognized English-speaking undergraduate school
23 after at least 3 years of enrollment, or from a recognized English-speaking professional
24 school is acceptable as proof of proficiency in the oral communication of the English
25 language under this section.

26 (3) By regulation, the Board shall develop a procedure for testing
27 individuals who because of their speech impairment are unable to complete satisfactorily a
28 Board approved standardized test of oral competency.

29 (4) If any disciplinary charges or action that involves a problem with the
30 oral communication of the English language are brought against a licensee under this title,
31 the Board shall require the licensee to take and pass a Board approved standardized test

1 of oral competency.

2 (h) The applicant shall submit to a criminal history records check in accordance
3 with § 16–302.1 of this subtitle.

4 16–304.

5 (a) An applicant who otherwise qualifies for a license is entitled to be examined
6 as provided in this section.

7 (b) The Board shall [give] **ADMINISTER** examinations **ON THE BOARD’S**
8 **STATUTE AND REGULATIONS** to applicants at least twice a year[, at the times and places
9 that the Board determines].

10 (c) The Board shall notify each qualified applicant of the [time and place]
11 **REQUIREMENTS** of **THE** examination.

12 (d) For examinations [given] **ADMINISTERED** under **SUBSECTION (B) OF** this
13 [subtitle] **SECTION**, the Board shall:

14 (1) Provide the books and forms necessary to conduct the examinations;

15 (2) Conduct the examinations in writing[, but may use supplementary oral
16 and clinical examinations]; and

17 (3) Except as otherwise provided in this subsection, determine the scope,
18 form, and passing score for the examinations.

19 (e) [An examination given under this subtitle may include only subjects normally
20 taught at an accredited school or college of podiatry or chiropractic].

21 (f) The Board shall[:

22 (1) Act] **ACT** on each examination promptly[; and

23 (2) Record the results of each examination in the Board’s minutes].

24 **SECTION 2. AND BE IT FURTHER ENACTED**, That this Act shall take effect
25 October 1, 2018.