

HOUSE BILL 497

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CF SB 726

By: **Delegate R. Lewis**

Introduced and read first time: January 24, 2020

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 5, 2020

CHAPTER _____

1 AN ACT concerning

2 **Education – School Physical Examinations – Physician Assistant**

3 FOR the purpose of altering the types of health care providers required to complete a
4 physical examination of a student entering the Maryland Public School System for
5 the first time to include a physician ~~assistant~~; assistant with a certain approval from
6 the State Board of Physicians; clarifying that a physician must be licensed in order
7 to complete a physical examination of a certain student; and generally relating to
8 school physical examinations.

9 BY repealing and reenacting, with amendments,
10 Article – Education
11 Section 7–402
12 Annotated Code of Maryland
13 (2018 Replacement Volume and 2019 Supplement)

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

16 **Article – Education**

17 7–402.

18 (a) The Department of Education in consultation with the Maryland Department
19 of Health shall adopt regulations requiring a physical examination for children entering
20 the Maryland Public School System for the first time.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (b) The regulations shall require each child entering the Maryland Public School
2 System for the first time to have a physical examination completed within:

3 (1) The 9-month period before entering the public school system; or

4 (2) The 6-month period after entering the public school system.

5 (c) The physical examination required under subsection (b) of this section shall
6 be completed by:

7 (1) A LICENSED physician; [or]

8 (2) A LICENSED PHYSICIAN ASSISTANT WITH A DELEGATION
9 AGREEMENT APPROVED BY THE STATE BOARD OF PHYSICIANS; OR

10 (3) A certified nurse practitioner.

11 (d) (1) For each school year each public school shall report to the county board
12 or county health department the number of children entering the public school system for
13 the first time who have not had a physical examination because of:

14 (i) The lack of access to health care;

15 (ii) Insufficient financial resources; or

16 (iii) Any other reason, including a religious reason, as the public
17 school deems appropriate.

18 (2) The county board or county health department shall report the
19 information obtained under paragraph (1) of this subsection to the Maryland Department
20 of Health.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
22 1, 2020.