

MARYLAND REGISTER

Proposed Action on Regulations

Transmittal Sheet PROPOSED OR REPROPOSED Actions on Regulations	Date Filed with AELR Committee	TO BE COMPLETED BY DSD
	08/01/2014	Date Filed with Division of State Documents
		Document Number
		Date of Publication in MD Register

1. Desired date of publication in Maryland Register: 9/19/2014

2. COMAR Codification

Title Subtitle Chapter Regulation

10 27 27 02

3. Name of Promulgating Authority

Department of Health and Mental Hygiene

4. Name of Regulations Coordinator

Michele Phinney

Telephone Number

410-767-5623

Mailing Address

201 W. Preston Street

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Baltimore MD 21201

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michele.phinney@maryland.gov

5. Name of Person to Call About this Document

Shirley Devaris

Telephone No.

410-585-1902

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shirley.devaris@maryland.gov

6. Check applicable items:

- New Regulations
 - Amendments to Existing Regulations
 - Date when existing text was downloaded from COMAR online: July 22, 2014.
 - Repeal of Existing Regulations
 - Recodification
 - Incorporation by Reference of Documents Requiring DSD Approval
 - Reproposal of Substantively Different Text:
 - : Md. R
 - (vol.) (issue) (page nos) (date)
- Under Maryland Register docket no.: --P.

7. Is there emergency text which is identical to this proposal:

- Yes No

If yes, corresponding proposed text published in:

- same issue
 - future issue
 - previous issue; it appeared in
 - : Md. R
 - (vol.) (issue) (page no's) (date)
- Under Maryland Register docket no.: --E.

8. Incorporation by Reference

Check if applicable: Incorporation by Reference (IBR) approval form(s) attached and 18 copies of documents proposed for incorporation submitted to DSD. (Submit 18 paper copies of IBR document to DSD and one copy to AELR.)

9. Public Body - Open Meeting

- OPTIONAL - If promulgating authority is a public body, check to include a sentence in the Notice of Proposed Action that proposed action was considered at an open meeting held pursuant to State Government Article, §10-506(c), Annotated Code of Maryland.
- OPTIONAL - If promulgating authority is a public body, check to include a paragraph that final action will be considered at an open meeting.

10. Children's Environmental Health and Protection

Check if the system should send a copy of the proposal to the Children's Environmental Health and Protection Advisory Council.

11. Certificate of Authorized Officer

I certify that the attached document is in compliance with the Administrative Procedure Act. I also certify that the attached text has been approved for legality by Sarah E. Pendley, Assistant Attorney General, (telephone #410-585-2049) on July 22, 2014. A written copy of the approval is on file at this agency.

Name of Authorized Officer

Joshua M. Sharfstein, M.D.

Title

Secretary

Telephone No.

410-767-6500

Date

August 1, 2014

Title 10
DEPARTMENT OF HEALTH AND MENTAL HYGIENE

Subtitle 27 BOARD OF NURSING

10.27.27 Practice of Clinical Nurse Specialist - Certification

Authority: Health Occupation Article, §§8-205(a) (1) and (4), Annotated Code of Maryland

Notice of Proposed Action

□

The Secretary of Health and Mental Hygiene proposes to amend Regulation .02 under COMAR 10.27.27 Practice of Clinical Nurse Specialists.

This action was considered by the Maryland Board of Nursing at a public meeting held on July 22, 2014, notice of which was given by publication on the Board's website under Board News on June 1 and July 1, 2014.

Statement of Purpose

The purpose of this action is to extend the deadline from October 1, 2014, to no later than October 1, 2015, to allow clinical nurse specialists who are currently practicing and otherwise qualified, to take and pass the national certifying exam. Because the Board did not start certifying Clinical Nurse Specialists until July 22, 2014, the deadline should be extended so that everyone currently practicing without national certification will be able to qualify for state certification after taking and passing the national certifying exam.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Michele Phinney, Director, Office of Regulation and Policy Coordination, Department of Health and Mental Hygiene, 201 West Preston Street, Room 512, Baltimore, MD 21201, or call 410-767-6499; TTY:800-735-2258, or email to dhmh.regs@maryland.gov, or fax to 410-767-6483. Comments will be accepted through October 20, 2014. A public hearing has not been scheduled.

Economic Impact Statement Part C

- A. Fiscal Year in which regulations will become effective: FY 2015
- B. Does the budget for the fiscal year in which regulations become effective contain funds to implement the regulations?
- C. If 'yes', state whether general, special (exact name), or federal funds will be used:
- D. If 'no', identify the source(s) of funds necessary for implementation of these regulations:
- E. If these regulations have no economic impact under Part A, indicate reason briefly:
The Board will not incur any additional economic burden.
- F. If these regulations have minimal or no economic impact on small businesses under Part B, indicate the reason and attach small business worksheet.
Small businesses do not certify Clinical Nurse Specialists.
- G. Small Business Worksheet:

Attached Document:

Title 10

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

Subtitle 27 BOARD OF NURSING

10.27.27 Practice of Clinical Nurse Specialist - Certification

Authority: Health Occupation Article, §§8-205(a) (1) and (4), Annotated Code of Maryland

10.27.27 (July 22, 2014)

.02 Certification.

A.—C. (text unchanged)

D. An applicant for certification practicing as a clinical nurse specialist who is not certified by a national certifying body recognized by the Board in the applicant's area of practice as of October 1, 2012 and who otherwise meets the qualifications for certification in the applicant's primary area of practice shall obtain national certification [within 2 years of October 1, 2012] *no later than October 1, 2015*.

JOSHUA M. SHARFSTEIN, M.D.

Secretary of Health and Mental Hygiene