

**Maryland General Assembly
Department of Legislative Services**

**Proposed Regulation
Department of Health and Mental Hygiene
(DLS Control No. 15-242)**

Overview and Legal and Fiscal Impact

The regulation reduces the annual license fee for health care staff agencies to \$100.

The regulation presents no legal issues of concern.

General fund revenues decrease by approximately \$27,250 annually due to a reduction in licensure fees for health care staff agencies.

Regulation of COMAR Affected

Department of Health and Mental Hygiene:

Hospitals: Nursing Staff Agencies: COMAR 10.07.03.05

Legal Analysis

Background

On September 15, 2015, Governor Larry Hogan announced a plan to reduce or eliminate a number of fees across State government. This regulation is part of that plan. Additional information regarding Governor Hogan's fee reduction initiative may be found [here](#).

Summary of Regulation

The regulation reduces the annual license fee for health care staff agencies from \$150 to \$100.

Legal Issues

The regulation presents no legal issues of concern.

Statutory Authority and Legislative Intent

The Department of Health and Mental Hygiene cites § 19-2001 of the Health – General Article as statutory authority for the regulation. Section 19-2001 requires a health care staff agency to be licensed by the Office of Health Care Quality, authorizes the Office to require the

submission of certain information by a health care staff agency when seeking licensure, and requires each health care staff agency to pay to the Office a renewal fee that is set by the Office.

This authority is correct and complete. The regulation complies with the legislative intent of the law.

Fiscal Analysis

General fund revenues decrease by approximately \$27,250 annually due to a reduction in licensure fees for health care staff agencies.

Agency Estimate of Projected Fiscal Impact

The regulation reduces the initial and annual renewal licensure fees for health care staff agencies from \$150 to \$100. The department advises that there are 545 active health care staff agencies in Maryland; thus, general fund revenues decrease by an estimated \$27,250 annually. The Department of Legislative Services concurs.

Impact on Budget

There is no material impact on the State operating or capital budget.

Agency Estimate of Projected Small Business Impact

The department advises that the regulation has minimal or no economic impact on small businesses in the State. The Department of Legislative Services concurs.

Additional Comments

The department indicates that licensure fees may be reduced without impacting the ability of the Office of Health Care Quality to license and survey health care staff agencies. No recent change in the licensure fee was reported.

Contact Information

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