

**Maryland General Assembly
Department of Legislative Services**

**Proposed Regulation
Department of Health and Mental Hygiene
(DLS Control No. 16-006)**

Overview and Legal and Fiscal Impact

The regulation prohibits the State Board of Podiatric Medical Examiners from accepting continuing education credit submissions of less than half an hour.

The regulation presents no legal issues of concern.

There is no fiscal impact on State or local agencies.

Regulation of COMAR Affected

Department of Health and Mental Hygiene:

Board of Podiatric Medical Examiners:

Licensing and Continuing Education Requirements: COMAR 10.40.02.03

Legal Analysis

Summary of Regulation

The regulation prohibits the State Board of Podiatric Medical Examiners from accepting continuing education credit submissions of less than half an hour. COMAR 10.40.02.03 currently prohibits the board from accepting continuing education credit submissions of less than one hour.

Legal Issues

The regulation presents no legal issues of concern.

Statutory Authority and Legislative Intent

The Department of Health and Mental Hygiene cites §§ 16-205(a), 16-307, and 16-308 of the Health Occupations Article as statutory authority for the regulation. Section 16-205(a) authorizes the State Board of Podiatric Medical Examiners to adopt regulations to carry out specified provisions of law. Section 16-307 requires a licensee to submit to the board satisfactory evidence of compliance with any continuing education requirements as a condition for renewal of a license. Section 16-308 requires the board to reinstate the license of a podiatrist who has been on inactive status and who does not meet specified requirements, if the podiatrist meets the continuing medical education requirements prescribed by the board. In addition, § 16-308 requires the board to reinstate the license of a podiatrist who has been on inactive status and who has failed

to renew the license for one licensing cycle or a two-year period, whichever is longer, if the podiatrist meets specified renewal requirements, including continuing medical education requirements.

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

Fiscal Analysis

There is no fiscal impact on State or local agencies.

Agency Estimate of Projected Fiscal Impact

The regulation prohibits the State Board of Podiatric Medical Examiners from accepting a submission for continuing education credit of less than 0.5 hours. The department advises that the regulation does not affect the workload of the board; therefore, there is no fiscal impact. The Department of Legislative Services concurs.

Impact on Budget

There is no 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.

Contact Information

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