



THE MARYLAND GENERAL ASSEMBLY
ANNAPOLIS, MARYLAND 21401-1991

JOINT COMMITTEE ON ADMINISTRATIVE, EXECUTIVE, AND LEGISLATIVE REVIEW

Memorandum

To: Members of the AELR Committee
Standing Committee Chairs

From: George H. Butler, Jr., AELR Committee Counsel
Kathryn H. Selle, AELR Committee Counsel
Nathan W. McCurdy, AELR Committee Counsel

Date: March 9, 2019

Re: **Synopses of Regulations received from 2/22/2019 through 3/8/2019**

Enclosed please find synopses of regulations received by the Joint Committee on Administrative, Executive, and Legislative Review (AELR) during the weeks noted above.

The Office of Policy Analysis prepares analyses of the regulations to determine if there are any problem areas, to ensure that the regulations comply with statutory authority and legislative intent, and to assess the fiscal impact of the regulations. If any regulation is of particular interest to you, please feel free to contact us at 410-946-5350 and we will supply you with a copy of the regulation along with the legal and fiscal analysis.

/cr

cc: Jake Weissmann
Alexandra M. Hughes

Labor, Licensing and Regulation, Department of

Proposed Regulation

DLS Control No. 19-014

Department of Labor, Licensing, and Regulation:

Board of Architects:

General Regulations: COMAR 09.21.01.04 through .07

According to the department, the purpose of this action is to address a program change initiated by the National Council of Architectural Registration Boards (NCARB). NCARB changed the name of the program from Intern Development Program (IDP) to Architectural Experience Program (AXP).

Civil Rights, Commission on

Proposed Regulations

DLS Control No. 19-012

Independent Agencies:

Office of the Public Access Ombudsman:

General Provisions: COMAR 14.37.01.01 and .02

Process: COMAR 14.37.02.01 through .06

Confidentiality of Mediation Information: COMAR 14.37.03.01 and .02

Disputed Public Records: COMAR 14.37.04.01 and .02

Advisory Opinions: COMAR 14.37.05.01 and .02

According to the commission, the purpose of this action is to codify in interpretive regulations the policies and procedures of the Office of the Public Access Ombudsman established in §§ 4-1B-01 through 4-1B-04 of the General Provisions Article.

Maryland Department of Health

Proposed Regulation

DLS Control No. 19-013

Maryland Department of Health:

Maryland Health Care Commission:

State Health Plan for Facilities and Services:

Comprehensive Care Facility Services: COMAR 10.24.20.1

According to the department, the purpose of this action is to replace the nursing home portion of the State Health Plan Chapter (COMAR 10.24.08) with a new chapter focused solely on comprehensive care facility (nursing home) services. The new chapter accounts for changes in the delivery and financing of comprehensive care facility services that have occurred since this

portion of the State Health Plan was last updated in 2007. This chapter includes: policies; procedural rules; standards; and a methodology for projecting need for comprehensive care facility (CCF) beds.

This chapter will provide a policy blueprint for the commission and affected industries to address issues related to the provision of CCF services in Maryland. This chapter provides docketing rules to guide certificate of need review, as well as rules for incremental addition of capacity, certificate of need review standards, as well as a methodology for determination of the need for additional CCF beds in each of Maryland's 24 jurisdictions.

Proposed Regulation

DLS Control No. 19-017

Maryland Department of Health:

Board of Physicians:

Telemedicine: COMAR 10.32.05.01 through .07

According to the department, the purpose of this action is to improve patient safety, authorize other health occupations under the board's jurisdiction to do telehealth, and to reflect technological innovations, and the increasing use of telehealth in more settings. These regulations also implement the requirements of S.B. 1106 (Ch. 610, Acts of 2017) Health Care Practitioners-Use of Teletherapy.

Education, State Board of

Proposed Regulation

DLS Control No. 19-015

State Board of Education:

Special Instructional Programs:

Programs of Pupil Services: COMAR 13A.05.05.04

According to the board, the purpose of this action is to revise the regulation to reflect the 2010 National Association of School Psychologists standards for school psychology practice.

Proposed Regulation

DLS Control No. 19-016

State Board of Education:

Special Instructional Programs:

Programs of Pupil Services: COMAR 13A.05.05.02

According to the board, the purpose of this action is to define, update, and clarify the requirements for school counseling programs to support and unify the role of school counselors in students' academic, career, and personal/social performance based upon the American School Counseling Association National Model.