

SB0190/803723/1

BY: Judiciary Committee

AMENDMENTS TO SENATE BILL 190
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**Law Enforcement**” and substitute “**Public Safety**”; in line 4, after “agency” insert “or fire, rescue, or emergency medical services entity”; strike beginning with “take” in line 6 down through “circumstances;” in line 7 and substitute “conduct a wellness check or submit a request for the relevant law enforcement agency or fire, rescue, or emergency medical services entity to conduct a wellness check without unreasonable delay;”; in line 8, after “agencies” insert “, fire, rescue, or emergency medical services entities;”; and in line 11, after “3-531” insert “and 7-405”.

AMENDMENT NO. 2

On page 1, after line 19, insert:

“(2) “INTERESTED PARTY” MEANS A HEALTH CARE PRACTITIONER, AS DEFINED IN § 19-144(3) OF THE HEALTH – GENERAL ARTICLE, OR ANOTHER INTERESTED PERSON WHO HAS SUFFICIENT INFORMATION TO INFORM A LAW ENFORCEMENT AGENCY OF ANOTHER INDIVIDUAL’S HEALTH-RELATED CONDITION OR CIRCUMSTANCE THAT REPRESENTS A LIFE-THREATENING EMERGENCY.”

On page 2, in lines 1 and 9, respectively, strike “**(2)**” and “**(3)**”, respectively, and substitute “**(3)**” and “**(4)**”, respectively; strike beginning with “A” in line 1 down through “**REQUEST**” in line 8 and substitute “**AN ORAL OR WRITTEN REQUEST THAT INCLUDES CREDIBLE INFORMATION REGARDING A SPECIFIC CONCERN OF A LIFE-THREATENING CONDITION**”; and strike in their entirety lines 11 through 34, inclusive.

On page 3, strike in their entirety lines 1 through 3, inclusive, and substitute:

“(B) (1) IF A LAW ENFORCEMENT AGENCY RECEIVES A QUALIFIED REQUEST FROM AN INTERESTED PARTY FOR A WELLNESS CHECK OF AN INDIVIDUAL LOCATED IN THE LAW ENFORCEMENT AGENCY’S JURISDICTION, THE LAW ENFORCEMENT AGENCY SHALL CONDUCT A WELLNESS CHECK OF THE INDIVIDUAL WITHOUT UNREASONABLE DELAY.

(2) IF A LAW ENFORCEMENT AGENCY RECEIVES A QUALIFIED REQUEST FROM AN INTERESTED PARTY FOR A WELLNESS CHECK OF AN INDIVIDUAL WHO IS NOT LOCATED IN THE LAW ENFORCEMENT AGENCY’S JURISDICTION, THE LAW ENFORCEMENT AGENCY SHALL SUBMIT A REQUEST TO THE RELEVANT LAW ENFORCEMENT AGENCY IN THE STATE OR ANOTHER STATE TO CONDUCT A WELLNESS CHECK OF THE INDIVIDUAL WITHOUT UNREASONABLE DELAY.”;

in line 6, strike “**PERSON**” and substitute “**INTERESTED PARTY**”; and strike in their entirety lines 8 through 15, inclusive, and substitute:

“7-405.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “INTERESTED PARTY” MEANS A HEALTH CARE PRACTITIONER, AS DEFINED IN § 19-144(3) OF THE HEALTH – GENERAL ARTICLE, OR ANOTHER INTERESTED PERSON WHO HAS SUFFICIENT INFORMATION TO INFORM A FIRE, RESCUE, OR EMERGENCY MEDICAL SERVICES ENTITY OF ANOTHER INDIVIDUAL’S

HEALTH-RELATED CONDITION OR CIRCUMSTANCE THAT REPRESENTS A LIFE-THREATENING EMERGENCY.

(3) “QUALIFIED REQUEST” HAS THE MEANING STATED IN § 3-531 OF THIS ARTICLE.

(4) “WELLNESS CHECK” MEANS AN IN-PERSON VISIT BY A FIREFIGHTER, A RESCUE SQUAD MEMBER, OR EMERGENCY SERVICES PERSONNEL CONCERNING THE WELL-BEING OF AN INDIVIDUAL.

(B) (1) IF A FIRE, RESCUE, OR EMERGENCY MEDICAL SERVICES ENTITY RECEIVES A QUALIFIED REQUEST FROM AN INTERESTED PARTY FOR A WELLNESS CHECK OF AN INDIVIDUAL LOCATED IN THE FIRE, RESCUE, OR EMERGENCY MEDICAL SERVICES ENTITY’S JURISDICTION, THE FIRE, RESCUE, OR EMERGENCY MEDICAL SERVICES ENTITY SHALL CONDUCT A WELLNESS CHECK OF THE INDIVIDUAL WITHOUT UNREASONABLE DELAY.

(2) IF A FIRE, RESCUE, OR EMERGENCY MEDICAL SERVICES ENTITY RECEIVES A QUALIFIED REQUEST FROM AN INTERESTED PARTY FOR A WELLNESS CHECK OF AN INDIVIDUAL WHO IS NOT LOCATED IN THE FIRE, RESCUE, OR EMERGENCY MEDICAL SERVICES ENTITY’S JURISDICTION, THE FIRE, RESCUE, OR EMERGENCY MEDICAL SERVICES ENTITY SHALL SUBMIT A REQUEST TO THE RELEVANT FIRE, RESCUE, OR EMERGENCY MEDICAL SERVICES ENTITY IN THIS STATE OR ANOTHER STATE TO CONDUCT A WELLNESS CHECK ON THE INDIVIDUAL WITHOUT UNREASONABLE DELAY.

(C) A FIRE, RESCUE, OR EMERGENCY MEDICAL SERVICES ENTITY THAT RECEIVES A QUALIFIED REQUEST UNDER THIS SECTION SHALL MEET THE

SB0190/803723/01 Judiciary Committee
Amendments to SB 190
Page 4 of 4

**REQUIREMENTS OF SUBSECTION (B) OF THIS SECTION REGARDLESS OF WHERE
THE INTERESTED PARTY MAKING THE QUALIFIED REQUEST IS LOCATED.”**