

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL NO. 1094

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “regulations;” insert “requiring a physician who is supervising a physician assistant to attest to acceptance of responsibility for care given by the physician assistant; requiring a physician to perform certain duties when supervising a physician assistant;”; and in line 10, after “Pharmacy;” insert “prohibiting a person from coercing another person into a delegated prescriptive authority arrangement; requiring the Board of Physician Quality Assurance to include in a certain annual report information on the implementation and effects of this Act;”.

AMENDMENT NO. 2

On page 2, in lines 11 and 12, strike “NONCONTROLLED SUBSTANCES, NONPRESCRIPTION MEDICATION” and substitute “PRESCRIPTION DRUGS AND MEDICATIONS, NONPRESCRIPTION DRUGS AND MEDICATIONS”.

On page 4 in line 5, and on page 5 in line 8 and lines 36 and 37, in each instance, strike “NONCONTROLLED SUBSTANCES, NONPRESCRIPTION MEDICATIONS” and substitute “PRESCRIPTION DRUGS AND MEDICATIONS, NONPRESCRIPTION DRUGS AND MEDICATIONS”.

AMENDMENT NO. 3

On page 4, in lines 16 and 19, in each instance, strike “PROTOCOLS” and substitute “POLICIES”; and in line 18, after “ATTEST” insert “TO THE PHYSICIAN’S ACCEPTANCE OF RESPONSIBILITY FOR ANY CARE GIVEN BY THE PHYSICIAN ASSISTANT AND”.

AMENDMENT NO. 4

On page 4, in line 24, after “ASSISTANT” insert “,WITHIN A TIME PERIOD REASONABLE AND APPROPRIATE TO THE PRACTICE SETTING AS SPECIFIED BY THE BOARD,”; in line 26, after “SECTION” insert “AND TO COUNTERSIGN THOSE NOTATIONS”;

(Over)

in line 29, after “AND” insert “TO INCLUDE ON THE PRESCRIPTION”; and in line 30, after “BOARD” insert “, INCLUDING THE SUPERVISING PHYSICIAN’S NAME, BUSINESS ADDRESS, AND BUSINESS TELEPHONE NUMBER”.

AMENDMENT NO. 5

On page 4, in line 36, strike “AND”.

On page 5, in line 3, strike the period and substitute “; AND”; and after line 3, insert:

“(7) REQUIRE A WRITTEN EMPLOYMENT CONTRACT OR A WRITTEN PROFESSIONAL AGREEMENT WHICH DESCRIBES THE WORK RELATIONSHIP, CERTIFIES THAT THE SUPERVISING PHYSICIAN RETAINS FINAL AUTHORITY AND RESPONSIBILITY FOR ALL CARE GIVEN BY THE PHYSICIAN ASSISTANT, AND CONTAINS OTHER INFORMATION REQUIRED BY THE BOARD.”.

AMENDMENT NO. 6

On page 5, in lines 18 and 19, in each instance, after “MAY” insert “NOT”.

AMENDMENT NO. 7

On page 6, after line 18, insert:

“(T) A PERSON MAY NOT COERCE ANOTHER PERSON TO ENTER INTO A DELEGATED PRESCRIPTIVE AUTHORITY ARRANGEMENT UNDER THIS SECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That the State Board of Physician Quality Assurance shall include in the Board’s annual report to the Department of Health and Mental Hygiene and the Medical Chirurgical Faculty of the State of Maryland information relating to the implementation and effects of this Act.”;

and in line 19, strike “2.” and substitute “3.”.