

BY: Finance Committee

AMENDMENTS TO SENATE BILL NO. 528

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike the comma and substitute “and”; in line 3, strike “, and Chiropractors”; in line 6, strike “advanced practice nurses,” and substitute “certified registered nurse anesthetists, certified nurse midwives, and licensed”; and in the same line, strike “, and chiropractors”.

AMENDMENT NO. 2

On page 2, strike beginning with the first comma in line 29 down through “CHIROPRACTORS” in line 30; in lines 30 and 31, in each instance, strike the bracket; strike beginning with the comma in line 32 down through “CHIROPRACTORS” in line 33; strike beginning with the first comma in line 35 down through “CHIROPRACTORS” in line 36; and strike beginning with the first comma in line 36 down through “CHIROPRACTORS” in line 37.

On page 3, strike beginning with the comma in line 3 down through “CHIROPRACTOR” in line 4; strike beginning with the first comma in line 6 down through “CHIROPRACTORS” in line 7; strike beginning with the comma in line 10 down through “CHIROPRACTOR” in line 11; and after line 13, insert:

“(E) (1) A HOSPITAL OR RELATED INSTITUTION THAT PROVIDES SERVICES OF THE TYPE THAT LICENSED SOCIAL WORKERS ARE PERMITTED TO PERFORM UNDER TITLE 19 OF THE HEALTH OCCUPATIONS ARTICLE SHALL INCLUDE IN ITS BYLAWS, RULES, OR REGULATIONS, PROVISIONS FOR USE OF FACILITIES BY AND STAFF PRIVILEGES FOR QUALIFIED SOCIAL WORKERS.

(2) THE HOSPITAL OR RELATED INSTITUTION MAY RESTRICT USE OF FACILITIES AND STAFF PRIVILEGES BY SOCIAL WORKERS TO THOSE SOCIAL WORKERS WHO MEET THE QUALIFICATIONS THAT THE HOSPITAL OR RELATED

(Over)

INSTITUTION SETS FOR GRANTING THOSE PRIVILEGES.

(3) (I) NOTHING IN THIS SUBSECTION SHALL BE CONSTRUED TO REQUIRE A HOSPITAL TO:

1. GRANT ADMITTING PRIVILEGES TO A SOCIAL WORKER; OR

2. PERMIT THE EXERCISE OF THOSE PRIVILEGES GRANTED BY THE HOSPITAL BOARD OF TRUSTEES TO SOCIAL WORKERS WITHOUT APPROPRIATE COLLABORATION WITH THE PHYSICIAN WHO HAS PRIVILEGES TO ADMIT AND ATTEND PATIENTS IN THE UNIT OF THE FACILITY WHERE THE PATIENT IS BEING TREATED AND WHO HAS ONGOING RESPONSIBILITY FOR THE PATIENT.

(II) IN THE EVENT OF A DISAGREEMENT BETWEEN THE SOCIAL WORKER AND THE PHYSICIAN CONCERNING THE PATIENT'S TREATMENT, THE DECISION OF THE PHYSICIAN WHO HAS ONGOING RESPONSIBILITY FOR THE PATIENT SHALL GOVERN.

(F) (1) A HOSPITAL OR RELATED INSTITUTION THAT PROVIDES SERVICES OF THE TYPE THAT CERTIFIED REGISTERED NURSE ANESTHETISTS ARE PERMITTED TO PERFORM UNDER TITLE 8 OF THE HEALTH OCCUPATIONS ARTICLE SHALL INCLUDE IN ITS BYLAWS, RULES, OR REGULATIONS, PROVISIONS FOR USE OF FACILITIES BY AND STAFF PRIVILEGES FOR QUALIFIED NURSE ANESTHETISTS.

(2) THE HOSPITAL OR RELATED INSTITUTION MAY RESTRICT USE OF FACILITIES AND STAFF PRIVILEGES BY NURSE ANESTHETISTS TO THOSE NURSE ANESTHETISTS WHO MEET THE QUALIFICATIONS THAT THE HOSPITAL OR RELATED INSTITUTION SETS FOR GRANTING THOSE PRIVILEGES.

(3) (I) NOTHING IN THIS SUBSECTION SHALL BE CONSTRUED TO REQUIRE A HOSPITAL TO:

1. GRANT ADMITTING PRIVILEGES TO A NURSE ANESTHETIST; OR

2. PERMIT THE EXERCISE OF THOSE PRIVILEGES GRANTED BY THE HOSPITAL BOARD OF TRUSTEES TO NURSE ANESTHETISTS

WITHOUT APPROPRIATE COLLABORATION WITH THE PHYSICIAN WHO HAS PRIVILEGES TO ADMIT AND ATTEND PATIENTS IN THE UNIT OF THE FACILITY WHERE THE PATIENT IS BEING TREATED AND WHO HAS ONGOING RESPONSIBILITY FOR THE PATIENT.

(II) IN THE EVENT OF A DISAGREEMENT BETWEEN THE NURSE ANESTHETIST AND THE PHYSICIAN CONCERNING THE PATIENT'S TREATMENT, THE DECISION OF THE PHYSICIAN WHO HAS ONGOING RESPONSIBILITY FOR THE PATIENT SHALL GOVERN.

(G) (1) A HOSPITAL OR RELATED INSTITUTION THAT PROVIDES SERVICES OF THE TYPE THAT CERTIFIED NURSE MIDWIVES ARE PERMITTED TO PERFORM UNDER TITLE 8 OF THE HEALTH OCCUPATIONS ARTICLE SHALL INCLUDE IN ITS BYLAWS, RULES, OR REGULATIONS, PROVISIONS FOR USE OF FACILITIES BY AND STAFF PRIVILEGES FOR QUALIFIED NURSE MIDWIVES.

(2) THE HOSPITAL OR RELATED INSTITUTION MAY RESTRICT USE OF FACILITIES AND STAFF PRIVILEGES BY NURSE MIDWIVES TO THOSE NURSE MIDWIVES WHO MEET THE QUALIFICATIONS THAT THE HOSPITAL OR RELATED INSTITUTION SETS FOR GRANTING THOSE PRIVILEGES.

(3) (I) NOTHING IN THIS SUBSECTION SHALL BE CONSTRUED TO REQUIRE A HOSPITAL TO:

1. GRANT ADMITTING PRIVILEGES TO A NURSE MIDWIFE; OR

2. PERMIT THE EXERCISE OF THOSE PRIVILEGES GRANTED BY THE HOSPITAL BOARD OF TRUSTEES TO NURSE MIDWIVES WITHOUT APPROPRIATE COLLABORATION WITH THE PHYSICIAN WHO HAS PRIVILEGES TO ADMIT AND ATTEND PATIENTS IN THE UNIT OF THE FACILITY WHERE THE PATIENT IS BEING TREATED AND WHO HAS ONGOING RESPONSIBILITY FOR THE PATIENT.

(II) IN THE EVENT OF A DISAGREEMENT BETWEEN THE NURSE  
MIDWIFE AND THE PHYSICIAN CONCERNING THE PATIENT'S TREATMENT, THE  
DECISION OF THE PHYSICIAN WHO HAS ONGOING RESPONSIBILITY FOR THE  
PATIENT SHALL GOVERN.”.