

BY: Environmental Matters Committee

SUBSTITUTE AMENDMENTS TO HOUSE BILL NO. 355

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after "or" insert "a"; in the same line, strike "agencies;" and substitute "or prosecutorial authority; requiring the Board to ensure, to the extent possible, that certain names are kept confidential when the Board discloses certain information under this Act;"; in line 9, after "Board;" insert "expanding provisions of law authorizing the Board to deny, suspend, or revoke a license of an individual under certain circumstances and to take certain other disciplinary actions to include an individual who practices or delivers limited physical therapy and commits an act of unprofessional conduct or fails to meet certain standards;"; in line 10, strike "two or more" and substitute "a certain number of"; strike beginning with "requiring" in line 11 down through "appeal;" in line 12; in line 21, after "13-315," insert "13-316(20) and (26), and"; and in the same line, strike ", and 13-318".

AMENDMENT NO. 2

On page 2, in line 5, after "IF" insert ":

(1);

in line 6, after "PROTECTION" insert ";AND

(2) THE INFORMATION IS BASED ON THE FINAL OUTCOME OF AN INVESTIGATION BY THE BOARD";

and strike in their entirety lines 7 through 9, inclusive, and substitute:

"(B) IF THE BOARD DETERMINES THAT THE INFORMATION CONTAINED IN A RECORD OF THE BOARD CONCERNS POSSIBLE CRIMINAL ACTIVITY OF A LICENSEE, THE BOARD MAY DISCLOSE THE INFORMATION TO A LAW ENFORCEMENT OR

(Over)

PROSECUTORIAL AUTHORITY.”.

AMENDMENT NO. 3

On page 4, after line 31, insert:

“13-316.

Subject to the hearing provisions of § 13-317 of this subtitle, the Board may deny a license, temporary license, or restricted license to any applicant, reprimand any licensee or holder of a temporary license or restricted license, place any licensee or holder of a temporary license or restricted license on probation, or suspend or revoke a license, temporary license, or restricted license if the applicant, licensee, or holder:

(20) Commits an act of unprofessional conduct in the practice of physical therapy OR LIMITED PHYSICAL THERAPY;

(26) Fails to meet accepted standards in delivering physical therapy OR LIMITED PHYSICAL THERAPY care.”.

AMENDMENT NO. 4

On page 5, in line 5, strike “TWO” and substitute “THREE”.

On pages 5 and 6, strike in their entirety the lines beginning with line 25 on page 5 through line 2 on page 6, inclusive.

AMENDMENT NO. 5

On page 2, before line 10, insert:

“(C) SUBJECT TO TITLE 4, SUBTITLE 3 OF THE HEALTH-GENERAL ARTICLE, THE BOARD SHALL ENSURE, TO THE EXTENT POSSIBLE, THAT THE NAME OF AN INDIVIDUAL FILING A COMPLAINT WITH THE BOARD OR PROVIDING INFORMATION FOR AN INVESTIGATION IS KEPT CONFIDENTIAL WHEN INFORMATION IS DISCLOSED UNDER SUBSECTION (A) OR (B) OF THIS SECTION.”.