

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL NO. 399

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert "EMERGENCY BILL"; in the sponsor line, strike "and Montgomery" and substitute "Montgomery, Hurson, Hammen, Benson, Boteler, Boutin, Bromwell, Costa, Donoghue, Elliott, Frank, Hubbard, Kach, Kullen, Morhaim, Murray, Oaks, Pendergrass, V. Turner, and Weldon"; in line 5, after "aides;" insert "authorizing the Board to issue temporary practice letters to certain nurse practitioners and nurse-midwives; providing that certain temporary practice letters may not be renewed; providing that certain temporary practice letters will expire after a certain period of time unless the Board takes certain action;"; in line 7, after "Board;" insert "authorizing the Board to issue temporary practice certificates to certain applicants; providing that certain temporary practice certificates will expire after a certain amount of time;"; in line 17, after "authorizations;" insert "making this Act an emergency measure;"; in line 21, after "8-205(c)," insert "8-315,"; and in the same line, after "8-316(a)(30)," insert "8-6A-07,".

AMENDMENT NO. 2

On page 2, after line 12, insert:

"8-315.

- (a) The Board may issue a temporary license to any applicant who:
  - (1) Is licensed by any other state; and
  - (2) Submits to the Board:
    - (i) An application on the form required by the Board; and
    - (ii) Any other document required by the Board; and

(Over)

(3) Pays the fee required by the Board.

(b) (1) A temporary license issued to an individual who is authorized to practice registered nursing in another state authorizes the holder to practice registered nursing in this State while the temporary license is effective.

(2) A temporary license issued to an individual who is authorized to practice licensed practical nursing in another state authorizes the holder to practice licensed practical nursing in this State while the temporary license is effective.

(C) THE BOARD MAY ISSUE A TEMPORARY PRACTICE LETTER TO A CERTIFIED NURSE PRACTITIONER OR CERTIFIED NURSE-MIDWIFE WHO:

(1) HAS BEEN ISSUED A TEMPORARY LICENSE UNDER THIS SUBSECTION AND HAS SUBMITTED A WRITTEN AGREEMENT TO THE BOARD FOR FORMAL APPROVAL;

(2) IS AUTHORIZED TO PRACTICE AS A REGISTERED NURSE AND HAS SUBMITTED AN INITIAL WRITTEN AGREEMENT TO THE BOARD FOR FORMAL APPROVAL; OR

(3) (I) HAS HAD A WRITTEN AGREEMENT APPROVED BY THE BOARD;

(II) IS CHANGING PRACTICES OR LOCATIONS; AND

(III) HAS SUBMITTED TO THE BOARD FOR FORMAL APPROVAL A NEW WRITTEN AGREEMENT FOR THE NEW PRACTICE OR LOCATION.

[(c)] (D) (1) A temporary license AND TEMPORARY PRACTICE LETTER may not be renewed.

(2) Unless the Board revokes a temporary license OR TEMPORARY PRACTICE LETTER, each temporary license OR TEMPORARY PRACTICE LETTER expires 90 days after the date of issue.”.

AMENDMENT NO. 3

On page 2, after line 19, insert:

“8-6A-07.

(a) The Board shall issue a certificate to any applicant who meets the requirements of this subtitle.

(b) The certificate of an individual who has met the requirements for a certified nursing assistant shall include the title “certified nursing assistant”.

(c) The certificate of an individual who routinely performs nursing tasks delegated by a registered nurse or licensed practical nurse for compensation and has also completed a Board-approved course in medication administration shall also include the title “certified medicine aide”.

(d) The certificate of an individual who has met the requirements for a certified medication technician shall include the title “certified medication technician”.

(e) The Board may issue a certificate to replace a lost, destroyed, or mutilated certificate, if the certificate holder pays the certificate replacement fee set by the Board.

(F) (1) THE BOARD MAY ISSUE A TEMPORARY PRACTICE CERTIFICATE TO AN APPLICANT WHO:

(I) HAS MET THE APPROPRIATE CERTIFICATION REQUIREMENTS OF THIS SUBTITLE TO THE SATISFACTION OF THE BOARD;

(II) DOES NOT HAVE A CRIMINAL RECORD AND HAS NOT BEEN THE SUBJECT OF A HEALTH PROFESSIONAL DISCIPLINARY ACTION IN THIS STATE OR ANOTHER JURISDICTION; AND

(III) DOES NOT HAVE A CRIMINAL CHARGE OR A HEALTH PROFESSIONAL DISCIPLINARY ACTION PENDING IN THIS STATE OR ANOTHER

(Over)

JURISDICTION.

(2) UNLESS THE BOARD REVOKES A TEMPORARY PRACTICE CERTIFICATE, THE TEMPORARY PRACTICE CERTIFICATE EXPIRES 60 DAYS AFTER ISSUANCE.”.

AMENDMENT NO. 4

On page 6, strike beginning with “shall” in line 15 down through “2005” in line 16 and substitute “is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a ye and nay vote supported by three-fifths of all of the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted”.