
By: **Delegates Mandel, Costa, Donoghue, Dumais, Frank, Gutierrez,
Hubbard, Kohl, Kullen, Love, Menes, Montgomery, Morhaim,
Pendergrass, Rudolph, Sophocleus, V. Turner, and Weldon**

Introduced and read first time: February 6, 2006

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **State Board of Examiners of Nursing Home Administrators - Temporary**
3 **Licenses - Hearings**

4 FOR the purpose of altering the membership of the State Board of Examiners of
5 Nursing Home Administrators; establishing a temporary license for certain
6 applicants for licensure as a nursing home administrator; establishing certain
7 education, experience, procedural, and examination requirements for temporary
8 licenses; authorizing the holder of a temporary license to practice as a
9 department head or assistant administrator under certain supervision;
10 requiring the term for a temporary license to be equivalent to the time period
11 specified in certain regulations for an administrator-in-training program;
12 requiring certain hearings be heard by certain board members; and generally
13 relating to the State Board of Examiners of Nursing Home Administrators.

14 BY repealing and reenacting, with amendments,
15 Article - Health Occupations
16 Section 9-202(a)
17 Annotated Code of Maryland
18 (2005 Replacement Volume)

19 BY adding to
20 Article - Health Occupations
21 Section 9-312.2 and 9-315(f)
22 Annotated Code of Maryland
23 (2005 Replacement Volume)

24 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
25 MARYLAND, That the Laws of Maryland read as follows:

1

Article - Health Occupations

2 9-202.

3 (a) (1) The Board consists of [11] 13 members.

4 (2) Of the [11] 13 Board members:

5 (i) [Five] SIX members shall be licensed nursing home
6 administrators who are practicing actively and have at least 5 years experience as
7 licensed nursing home administrators;8 (ii) [Two] THREE shall be individuals who are not nursing home
9 administrators but who are engaged actively in professions that are concerned with
10 the care of chronically ill, infirm, or aged individuals; and

11 (iii) Four shall be consumer members.

12 (3) Not more than two members may be officials or full-time employees
13 of this State or of any of its political subdivisions.

14 9-312.2.

15 (A) SUBJECT TO THE PROVISIONS OF THIS SECTION, THE BOARD SHALL ISSUE
16 A TEMPORARY LICENSE TO AN APPLICANT WHO:

17 (1) IS EMPLOYED AS:

18 (I) AN ASSISTANT ADMINISTRATOR IN A HOSPITAL;

19 (II) A HOSPITAL ADMINISTRATOR;

20 (III) AN ASSISTANT ADMINISTRATOR OR A DEPARTMENT HEAD IN A
21 LICENSED NURSING HOME;22 (IV) A NURSING HOME ADMINISTRATOR LICENSED IN ANOTHER
23 STATE;24 (V) A RESIDENT OR INTERN IN A PROGRAM OFFERED BY AN
25 ACCREDITED COLLEGE OR UNIVERSITY FOR THE PURPOSE OF SATISFYING THE
26 REQUIREMENTS FOR A BACCALAUREATE OR MASTER'S DEGREE IN HEALTH CARE
27 ADMINISTRATION;28 (VI) AN INDIVIDUAL WHO HAS SUCCESSFULLY COMPLETED AN
29 ADMINISTRATOR-IN-TRAINING PROGRAM IN ANOTHER STATE THAT THE BOARD
30 DETERMINES IS COMPARABLE TO THE ADMINISTRATOR-IN-TRAINING PROGRAM IN
31 THIS STATE;32 (VII) AN EXECUTIVE DIRECTOR OF A CONTINUING CARE
33 RETIREMENT COMMUNITY;

1 (VIII) AN ASSISTED LIVING MANAGER;

2 (IX) A HEALTH CARE-RELATED SENIOR MANAGEMENT OFFICIAL;

3 OR

4 (X) A NONHEALTH CARE-RELATED SENIOR MANAGEMENT

5 OFFICIAL;

6 (2) EXCEPT FOR COMPLETION OF AN ADMINISTRATOR-IN-TRAINING
7 PROGRAM OR 1 YEAR OF FULL-TIME NURSING ADMINISTRATION IN A NURSING
8 HOME, MEETS THE LICENSE REQUIREMENTS UNDER § 9-302 OF THIS SUBTITLE;

9 (3) PASSES AN EXAMINATION APPROVED BY THE BOARD UNDER §
10 9-302(G) OF THIS SUBTITLE ON THE FIRST OCCASION THE APPLICANT SITS FOR THE
11 EXAMINATION;

12 (4) SUBMITS AN APPLICATION TO THE BOARD ON THE FORM THAT THE
13 BOARD REQUIRES; AND

14 (5) PAYS TO THE BOARD THE APPLICATION FEE SET BY THE BOARD.

15 (B) (1) A TEMPORARY LICENSE ISSUED UNDER THIS SECTION AUTHORIZES
16 THE HOLDER TO PRACTICE AS A DEPARTMENT HEAD OR ASSISTANT ADMINISTRATOR
17 UNDER THE SUPERVISION OF A LICENSED NURSING HOME ADMINISTRATOR.

18 (2) A HOLDER OF A TEMPORARY LICENSE MAY RECEIVE
19 COMPENSATION.

20 (C) THE TERM FOR A TEMPORARY LICENSE SHALL BE EQUIVALENT TO THE
21 PERIOD OF THE SPECIFIED IN REGULATIONS ADOPTED BY THE BOARD FOR CREDIT
22 FOR PRIOR EXPERIENCE IN THE ADMINISTRATOR-IN-TRAINING PROGRAM.

23 9-315.

24 (F) UNLESS A HEARING HELD UNDER THIS SECTION IS DELEGATED TO THE
25 OFFICE OF ADMINISTRATIVE HEARINGS UNDER § 10-205 OF THE STATE
26 GOVERNMENT ARTICLE, A MAJORITY OF THE FULL AUTHORIZED MEMBERSHIP OF
27 THE BOARD SHALL BE PRESENT FOR THE HEARING INCLUDING TWO LICENSED
28 NURSING HOME ADMINISTRATORS.

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
30 October 1, 2006.