

SENATE BILL 251

J2

9lr2083
CF 9lr1717

By: **Senator Astle**

Introduced and read first time: January 23, 2009

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **State Board of Physicians – Polysomnographic Technologists – Education**
3 **Requirements – Waiver**

4 FOR the purpose of requiring the State Board of Physicians to waive certain education
5 requirements for certain polysomnographic technologists who meet certain
6 eligibility requirements for a certain examination or who are actively enrolled in
7 certain educational programs; and generally relating to the education
8 requirements for polysomnographic technologists.

9 BY repealing and reenacting, without amendments,
10 Article – Health Occupations
11 Section 14–5C–01(b) and 14–5C–09(c)(3)
12 Annotated Code of Maryland
13 (2005 Replacement Volume and 2008 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Health Occupations
16 Section 14–5C–10
17 Annotated Code of Maryland
18 (2005 Replacement Volume and 2008 Supplement)

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

21 **Article – Health Occupations**

22 14–5C–01.

23 (b) “Board” means the State Board of Physicians.

24 14–5C–09.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (c) An applicant for a polysomnographic technologist license shall:

2 (3) (i) Have graduated from a polysomnographic educational
3 program that is accredited by the Commission on Accreditation of Allied Health
4 Education Programs;

5 (ii) 1. Have graduated from a respiratory care educational
6 program that is accredited by the Commission on Accreditation of Allied Health
7 Education Programs; and

8 2. Have completed the Committee on Accreditation for
9 Respiratory Care's curriculum for a polysomnography certificate that is accredited by
10 the Commission on Accreditation of Allied Health Education Programs; or

11 (iii) 1. Have graduated from an electroneuro-diagnostic
12 educational program that is accredited by the Commission on Accreditation of Allied
13 Health Education Programs; and

14 2. Have completed additional units, modules, and
15 courses of instruction focused on polysomnographic technology that are accredited by
16 the Commission on Accreditation of Allied Health Education Programs; and

17 14-5C-10.

18 (a) The Board shall waive the education requirement under § 14-5C-09(c)(3)
19 of this subtitle if:

20 (1) [on] **ON** or before September 30, 2009, an individual:

21 [(1)] **(I)** Has passed the national certifying examination by the Board
22 of Registered Polysomnographic Technologists;

23 [(2)] **(II)** Is certified by the Board of Registered Polysomnographic
24 Technologists as a registered polysomnographic technologist;

25 [(3)] **(III)** Has submitted an application for licensure to the Board; and

26 [(4)] **(IV)** Meets all of the requirements under § 14-5C-09(b) and (c)(1)
27 and (2) of this subtitle; **OR**

28 (2) **THE INDIVIDUAL:**

29 (1) **MEETS THE ELIGIBILITY REQUIREMENTS TO SIT FOR**
30 **THE NATIONAL CERTIFYING EXAMINATION GIVEN BY THE BOARD OF**
31 **REGISTERED POLYSOMNOGRAPHIC TECHNOLOGISTS; OR**

1 **(II) IS ACTIVELY ENROLLED IN AN EDUCATIONAL PROGRAM**
2 **IN POLYSOMNOGRAPHY THAT IS ACCREDITED BY THE COMMISSION ON**
3 **ACCREDITATION OF ALLIED HEALTH EDUCATION PROGRAMS.**

4 (b) (1) If an individual has not satisfied the requirements under
5 subsection (a) of this section on or before September 30, 2009, the individual may
6 petition the Board for an extension.

7 (2) The Board shall determine whether to grant an extension under
8 this subsection on a case-by-case basis.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 July 1, 2009.