

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 302

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Nursing” insert “and Certified Nursing Assistant Advisory Committee”; in line 7, after “rotate” insert “with each vacancy”; in the same line, after “specialties;” insert “replacing a certain registered nurse clinician member of the Board with a currently practicing nurse who has practiced as a delegating nurse in a certain setting for at least a certain number of years; requiring that at least one licensed practical nurse member of the Board practice in a long-term care nursing facility;”; in line 16, after “begun;” insert “adding an adult medical day care nursing assistant to the Certified Nursing Assistant Advisory Committee; providing for the appointment of certain members of the Board and the Committee;”; in line 17, after “Nursing” insert “and the Certified Nursing Assistant Advisory Committee”; and in line 20, after “(i)” insert “and 8-6A-13”.

AMENDMENT NO. 2

On page 2, in line 8, after “specialty” insert “THAT ROTATES WITH EACH VACANCY AMONG THE FOLLOWING SPECIALTIES:

1. NURSE ANESTHETIST;
2. NURSE PRACTITIONER;
3. NURSE MIDWIFE; AND
4. NURSE PSYCHOTHERAPIST”;

(Over)

in line 18, strike “2” and substitute “1”; in the same line, strike “nurse clinicians, one of whom shall have,” and substitute “A NURSE CLINICIAN WITH”; in the same line, strike the third comma; in line 19, strike “AND”; in line 22, after “NURSING” insert “; AND”

(VIII) 1 SHALL BE A CURRENTLY PRACTICING NURSE WHO HAS PRACTICED AS A DELEGATING NURSE IN A SUPERVISED GROUP LIVING SETTING, AS DEFINED IN COMAR 10.27.11.02(20), FOR AT LEAST 5 YEARS”;

and strike in their entirety lines 23 through 28, inclusive.

On page 3, strike line 1 in its entirety and substitute:

“(4) OF THE 3 LICENSED PRACTICAL NURSE MEMBERS, AT LEAST 1 SHALL PRACTICE IN A LONG-TERM CARE NURSING FACILITY.”;

and in line 6, strike “SUBSECTION (A)(4)” and substitute “SUBSECTION (A)(3)(I)”.

AMENDMENT NO. 3

On page 5, after line 25, insert:

“8-6A-13.

(a) The Board shall appoint an advisory committee consisting of at least [13] 14 members appointed by the Board.

(b) Of the [13] 14 committee members:

(1) [Five]SIX shall be nursing assistants:

(i) One shall be an acute care nursing assistant;

(ii) One shall be a home care nursing assistant;

(iii) One shall be a long-term care nursing assistant;

(IV) ONE SHALL BE AN ADULT MEDICAL DAY CARE NURSING ASSISTANT;

[(iv)](V) At least one of the nursing assistant members shall be a member of a union; and

[(v)](VI) One shall be an independent contractor;

(2) Three shall be registered nurses:

(i) One shall be an acute care registered nurse;

(ii) One shall be a home care registered nurse; and

(iii) One shall be a long-term care registered nurse;

(3) One shall be an administrator from a licensed health care facility;

(4) One shall be a licensed practical nurse;

(5) One shall be an individual who teaches a nursing assistant course;

(6) One shall be a consumer member who has received care, or has a family member who has received care from a nursing assistant; and

(7) One shall be a representative of the Department.

(Over)

(c) The Board shall appoint an alternate for each of the three nursing assistant members in the event that the nursing assistant member is unable to discharge the duties of the committee.

(d) An advisory committee member shall serve a term of 4 years.

(e) The advisory committee shall:

(1) Evaluate training programs and make recommendations for approval by the Board;

(2) Develop and recommend regulations to enforce the provisions of this subtitle;

(3) Evaluate candidates as required and recommend action to the Board;

(4) Review investigations of complaints against nursing assistants or medication technicians and make recommendations to the Board for disciplinary action;

(5) Keep a record of its proceedings; and

(6) Submit an annual report to the Board.

SECTION 2. AND BE IT FURTHER ENACTED, That:

(1) the delegating nurse member added to the Board of Nursing under § 8-202(a)(3)(viii) of the Health Occupations Article, as enacted by Section 1 of this Act, shall be appointed to fill the first nurse clinician member vacancy on the Board that occurs on or after the effective date of this Act;

(2) the licensed practical nurse member of the Board of Nursing who is required to be practicing in a long-term care nursing facility under § 8-202(a)(4) of the Health Occupations Article, as enacted by Section 1 of this Act, shall be appointed to fill the first licensed practical nurse member vacancy on the Board that occurs on or after the effective date of this Act; and

(3) the acute care nurse member added to the Board of Nursing under § 8-202(a)(3)(vii) of the Health Occupations Article, as enacted by Section 1 of this Act, and the adult medical day care nursing assistant member added to the Certified Nursing Assistant Advisory Committee under § 8-6A-13(b)(iv) of the Health Occupations Article, as enacted by Section 1 of this Act, shall be appointed as soon as practicable after the effective date of this Act.”;

and in line 26, strike “2.” and substitute “3.”.