SENATE BILL 104

By: **The President (By Request – Department of Legislative Services)**
Introduced and read first time: January 14, 2010
Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1   AN ACT concerning

2   **State Board of Chiropractic and Massage Therapy Examiners – Sunset**
3   **Extension and Program Evaluation**

4   FOR the purpose of continuing the State Board of Chiropractic and Massage Therapy
5   Examiners in accordance with the provisions of the Maryland Program
6   Evaluation Act (sunset law) by extending to a certain date the termination
7   provisions relating to the statutory and regulatory authority of the Board;
8   requiring that an evaluation of the Board and the statutes and regulations that
9   relate to the Board be performed on or before a certain date; requiring the
10   Board to submit certain reports on or before certain dates; altering a certain
11   reference; and generally relating to the State Board of Chiropractic and
12   Massage Therapy Examiners.

13   BY repealing and reenacting, with amendments,
14   Article – Health Occupations
15   Section 3–602
16   Annotated Code of Maryland
17   (2009 Replacement Volume)

18   BY repealing and reenacting, without amendments,
19   Article – State Government
20   Section 8–403(a)
21   Annotated Code of Maryland
22   (2009 Replacement Volume)

23   BY repealing and reenacting, with amendments,
24   Article – State Government
25   Section 8–403(b)(12)
26   Annotated Code of Maryland
27   (2009 Replacement Volume)

EXPLANATION: **CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.**
        [Brackets] indicate matter deleted from existing law.

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

3   **Article – Health Occupations**

4 3–602.

5   Subject to the evaluation and reestablishment provisions of the Program
6 Evaluation Act, this title and all rules and regulations adopted under this title shall
7 terminate and be of no effect after July 1, **[**2012**] 2022**.

8   **Article – State Government**

9 8–403.

10   (a)   On or before December 15 of the 2nd year before the evaluation date of a
11 governmental activity or unit, the Legislative Policy Committee, based on a
12 preliminary evaluation, may waive as unnecessary the evaluation required under this
13 section.

14   (b)   Except as otherwise provided in subsection (a) of this section, on or before
15 the evaluation date for the following governmental activities or units, an evaluation
16 shall be made of the following governmental activities or units and the statutes and
17 regulations that relate to the governmental activities or units:

18   (12)   Chiropractic **AND MASSAGE THERAPY** Examiners, State Board of
19 (§ 3–201 of the Health Occupations Article: July 1, **[**2011**] 2021**);

20   SECTION 2. AND BE IT FURTHER ENACTED, That, on or before October 1,
21 2010, the State Board of Chiropractic and Massage Therapy Examiners shall submit a
22 report to the Senate Education, Health, and Environmental Affairs Committee and
23 the House Health and Government Operations Committee, in accordance with §
24 2–1246 of the State Government Article, regarding:

25   (1)   Financial activities that contributed to the Board's fiscal year 2009
26 fund balance; and

27   (2)   Measures implemented during fiscal year 2010 to decrease the
28 Board's fund balance and the impact of those measures.

29   SECTION 3. AND BE IT FURTHER ENACTED, That, on or before October 1,
30 2011, the State Board of Chiropractic and Massage Therapy Examiners shall submit a
31 report to the Senate Education, Health, and Environmental Affairs Committee and
32 the House Health and Government Operations Committee, in accordance with §
33 2–1246 of the State Government Article, regarding the Board's progress in:

34   (1)   Maintaining an appropriate fund balance;

1   (2)   Meeting Managing for Results goals for complaint resolution; and

2   (3)   Implementing formal data retrieval and analysis procedures.

3   SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 July 1, 2010.