

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 14
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “requiring” and substitute “authorizing”; strike beginning with “providing” in line 6 down through “circumstances;” in line 8; strike beginning with “providing” in line 10 down through “finding;” in line 13; strike beginning with “under” in line 15 down through “licensees” in line 16; and in line 21, after “7-208” insert “and 7-319(h)”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 5 through 20, inclusive, and substitute:

“(A) THE BOARD MAY REQUIRE AN APPLICANT OR LICENSEE TO SUBMIT TO A MENTAL OR PHYSICAL EXAMINATION BY A HEALTH CARE PRACTITIONER DESIGNATED BY THE BOARD, IF:

(1) WHEN INVESTIGATING AN ALLEGATION BROUGHT AGAINST AN APPLICANT OR LICENSEE UNDER THIS TITLE, THE BOARD FINDS REASONABLE EVIDENCE INDICATING THAT THE APPLICANT OR LICENSEE CANNOT PRACTICE MORTUARY SCIENCE OR FUNERAL DIRECTION COMPETENTLY;

(2) THE BOARD:

(I) MAKES A WRITTEN REQUEST FOR THE APPLICANT OR LICENSEE TO SUBMIT TO THE EXAMINATION;

(Over)

(II) PROVIDES THE APPLICANT OR LICENSEE WITH A LIST OF THREE HEALTH CARE PRACTITIONERS FROM WHICH THE APPLICANT MAY CHOOSE A HEALTH CARE PRACTITIONER TO CONDUCT THE EXAMINATION; AND

(III) PAYS THE COST OF THE EXAMINATION IN ACCORDANCE WITH SUBSECTION (C) OF THIS SECTION; AND

(3) THE APPLICANT OR LICENSEE:

(I) CONSENTS TO SUBMIT TO THE EXAMINATION; AND

(II) WAIVES ANY CLAIM OR PRIVILEGE AS TO THE EXAMINATION REPORT.”;

in lines 21 and 31, strike “(C)” and “(E)”, respectively, and substitute “(B)” and “(C)”, respectively; in line 21, strike “EXAMINATION” and substitute “EVALUATION”; strike in their entirety lines 25 through 30, inclusive; in line 31, after “(1)” insert “(I)”; and in the same line, strike “PARAGRAPH (2) OF THIS SUBSECTION” and substitute “SUBPARAGRAPH (II) OF THIS PARAGRAPH”.

AMENDMENT NO. 3

On page 3, in line 1, strike “(2)” and substitute “(II)”; in line 5, strike “(F)” and substitute “(2)”; in lines 3 and 4, in each instance, strike “EXAMINATION” and substitute “EVALUATION”; in line 3, strike “REPORT”; and after line 6, insert:

“7-319.

(H) IF THE BOARD ORDERS THE SUSPENSION OF A LICENSE IN ACCORDANCE WITH § 10-226(C)(2) OF THE STATE GOVERNMENT ARTICLE, THE

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BOARD SHALL NOTIFY THE LICENSEE OF THE SUSPENSION WITHIN 48 HOURS
AFTER THE BOARD MAKES THE DETERMINATION TO ORDER THE SUSPENSION.”