

SB0897/684135/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 897

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 4, after the first “the” insert “Athletic Trainer Advisory Committee.”; in line 12, after “14-5C-25,” insert “14-5D-05(e), 14-5D-06, 14-5D-20.”; and in line 18, after “14-5C-18.1,” insert “14-5D-05(f), 14-5D-16.1.”

AMENDMENT NO. 2

On page 12, after line 7, insert:

“14-5D-05.”

(e) **(1)** From among its members, the Committee shall elect a chair every 2 years.

**(2)** THE CHAIR SHALL:

**(i)** SERVE IN AN ADVISORY CAPACITY TO THE BOARD AS A REPRESENTATIVE OF THE COMMITTEE; AND

**(ii)** PRESENT TO THE BOARD THE COMMITTEE’S ANNUAL REPORT.

**(F)** **(1)** AN INDIVIDUAL MAY NOT PROVIDE SERVICES TO THE COMMITTEE OR THE BOARD FOR REMUNERATION UNLESS 3 YEARS HAVE PASSED SINCE THE TERMINATION OF THE INDIVIDUAL’S APPOINTMENT TO THE COMMITTEE.

(Over)

**(2) AN INDIVIDUAL MAY NOT BE APPOINTED TO THE COMMITTEE IF THE INDIVIDUAL IS PROVIDING OR HAS PROVIDED SERVICES TO THE BOARD FOR REMUNERATION WITHIN THE PRECEDING 3 YEARS.**

14-5D-06.

**(A) In addition to the powers set forth elsewhere in this subtitle, the Committee shall:**

**(1) Develop and recommend to the Board regulations to carry out this subtitle;**

**(2) Develop and recommend to the Board continuing education requirements for license renewal;**

**(3) Provide the Board with recommendations concerning the practice of athletic training;**

**(4) Develop and recommend to the Board an evaluation and treatment protocol for use by an athletic trainer and the physician with whom the athletic trainer practices;**

**(5) Provide advice and recommendations to the Board on individual evaluation and treatment protocols when requested; [and]**

**(6) Keep a record of its proceedings; AND**

**(7) SUBMIT AN ANNUAL REPORT TO THE BOARD.**

**(B) THE BOARD SHALL:**

(1) CONSIDER ALL RECOMMENDATIONS OF THE COMMITTEE AND PROVIDE A WRITTEN EXPLANATION OF THE BOARD'S REASONS FOR REJECTING OR MODIFYING THE COMMITTEE'S RECOMMENDATIONS; AND

(2) PROVIDE TO THE COMMITTEE ONCE A YEAR A REPORT ON THE DISCIPLINARY MATTERS INVOLVING LICENSEES.

14-5D-16.1.

(A) FOLLOWING THE FILING OF CHARGES OR NOTICE OF INITIAL DENIAL OF LICENSE APPLICATION, THE BOARD SHALL DISCLOSE THE FILING TO THE PUBLIC ON THE BOARD'S WEB SITE.

(B) THE BOARD SHALL CREATE AND MAINTAIN A PUBLIC INDIVIDUAL PROFILE ON EACH LICENSEE THAT INCLUDES THE FOLLOWING INFORMATION:

(1) A SUMMARY OF CHARGES FILED AGAINST THE LICENSEE THAT INCLUDES A COPY OF THE CHARGING DOCUMENT UNTIL THE BOARD HAS TAKEN ACTION UNDER § 14-5D-14 OF THIS SUBTITLE BASED ON THE CHARGES OR HAS RESCINDED THE CHARGES;

(2) A DESCRIPTION OF ANY DISCIPLINARY ACTION TAKEN BY THE BOARD AGAINST THE LICENSEE WITHIN THE MOST RECENT 10-YEAR PERIOD THAT INCLUDES A COPY OF THE PUBLIC ORDER;

(3) A DESCRIPTION IN SUMMARY FORM OF ANY FINAL DISCIPLINARY ACTION TAKEN BY A LICENSING BOARD IN ANY OTHER STATE OR JURISDICTION AGAINST THE LICENSEE WITHIN THE MOST RECENT 10-YEAR PERIOD;

(4) A DESCRIPTION OF A CONVICTION OR ENTRY OF A PLEA OF GUILTY OR NOLO CONTENDERE BY THE LICENSEE FOR A CRIME INVOLVING MORAL TURPITUDE REPORTED TO THE BOARD UNDER § 14-5D-14(B) OF THIS SUBTITLE; AND

(5) THE PUBLIC ADDRESS OF THE LICENSEE.

(C) IN ADDITION TO THE REQUIREMENTS OF SUBSECTION (B) OF THIS SECTION, THE BOARD SHALL INCLUDE A STATEMENT ON EACH LICENSEE'S PROFILE OF INFORMATION TO BE TAKEN INTO CONSIDERATION BY A CONSUMER WHEN VIEWING A LICENSEE'S PROFILE, INCLUDING A DISCLAIMER STATING THAT A CHARGING DOCUMENT DOES NOT INDICATE A FINAL FINDING OF GUILT BY THE BOARD.

(D) THE BOARD:

(1) ON RECEIPT OF A WRITTEN REQUEST FOR A LICENSEE'S PROFILE FROM ANY PERSON, SHALL FORWARD A WRITTEN COPY OF THE PROFILE TO THE PERSON; AND

(2) SHALL MAINTAIN A WEB SITE THAT SERVES AS A SINGLE POINT OF ENTRY AT WHICH ALL LICENSEE PROFILE INFORMATION IS AVAILABLE TO THE PUBLIC ON THE INTERNET.

(E) THE BOARD SHALL PROVIDE A MECHANISM FOR THE NOTIFICATION AND PROMPT CORRECTION OF ANY FACTUAL INACCURACIES IN A LICENSEE'S PROFILE.

**(F) THE BOARD SHALL INCLUDE INFORMATION RELATING TO CHARGES FILED AGAINST A LICENSEE BY THE BOARD AND A FINAL DISCIPLINARY ACTION TAKEN BY THE BOARD AGAINST A LICENSEE IN THE LICENSEE'S PROFILE WITHIN 10 DAYS AFTER THE CHARGES ARE FILED OR THE ACTION BECOMES FINAL.**

14-5D-20.

Subject to the evaluation and reestablishment provisions of the Maryland Program Evaluation Act and subject to the termination of this title under § 14-702 of this title, this subtitle and all rules and regulations adopted under this subtitle shall terminate and be of no effect after July 1, [2013] 2023.”.