

SENATE BILL 482

J2

6lr1865

By: **Senator Norman**

Introduced and read first time: February 3, 2016

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **State Board of Physicians – License Renewal – Grace Periods**

3 FOR the purpose of clarifying the license renewal process for licensed physicians; providing
4 that certain licensed physicians and allied health professionals regulated by the
5 State Board of Physicians have a certain grace period, under certain circumstances,
6 to renew a license retroactively; providing that, after a certain grace period has
7 ended, certain licenses lapse into a nonrenewal status; authorizing the Board to
8 require certain former licensees to meet certain requirements to be reinstated after
9 a certain grace period has ended; and generally relating to license renewal by the
10 State Board of Physicians.

11 BY repealing and reenacting, with amendments,
12 Article – Health Occupations
13 Section 14–316, 14–5A–13, 14–5B–12, 14–5C–14, 14–5D–12, 14–5E–13, 14–5F–15,
14 and 15–307
15 Annotated Code of Maryland
16 (2014 Replacement Volume and 2015 Supplement)

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

19 **Article – Health Occupations**

20 14–316.

21 (a) (1) The Board shall provide for the term and renewal of licenses under this
22 section.

23 (2) The term of a license may not be more than 3 years.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (3) A license expires at the end of its term, unless the license is renewed
2 for [a] **AN ADDITIONAL** term as provided [by the Board] **IN THIS SECTION**.

3 (b) (1) Subject to paragraph (2) of this subsection, at least 1 month before the
4 license expires, the Board shall send to the licensee, by electronic or first-class mail to the
5 last known electronic or physical address of the licensee:

6 (i) A renewal notice that states:

7 1. The date on which the current license expires;

8 2. The date by which the renewal application must be
9 received by the Board for the renewal to be issued and mailed before the license expires;
10 and

11 3. The amount of the renewal fee; and

12 (ii) A blank panel data sheet supplied by the Health Care
13 Alternative Dispute Resolution Office.

14 (2) If the Board chooses to send renewal notices exclusively by electronic
15 mail under paragraph (1) of this subsection, the Board shall send a renewal notice by
16 first-class mail to a licensee on request of the licensee.

17 (c) Before the license expires, the licensee periodically may renew it for an
18 additional term, if the licensee:

19 (1) Otherwise is entitled to be licensed;

20 (2) Pays to the Board a renewal fee set by the Board; and

21 (3) Submits to the Board:

22 (i) A renewal application on the form that the Board requires; and

23 (ii) Satisfactory evidence of compliance with any continuing
24 education requirements set under this section for license renewal.

25 (d) (1) In addition to any other qualifications and requirements established by
26 the Board, the Board may establish continuing education requirements as a condition to
27 the renewal of licenses under this section.

28 (2) In establishing these requirements, the Board shall evaluate existing
29 methods, devices, and programs in use among the various medical specialties and other
30 recognized medical groups.

1 (3) The Board shall adopt regulations that allow a licensee seeking renewal
2 to receive up to 5 continuing education credits per renewal period for providing
3 uncompensated, voluntary medical services during each renewal period.

4 (4) The Board may not establish or enforce these requirements if they
5 would so reduce the number of physicians in a community as to jeopardize the availability
6 of adequate medical care in that community.

7 (5) The Board may impose a civil penalty of up to \$100 per continuing
8 medical education credit in lieu of a sanction under § 14–404 of this title, for a first offense,
9 for the failure of a licensee to obtain the continuing medical education credits required by
10 the Board.

11 (e) The Board shall renew the license of each licensee who meets the
12 requirements of this section.

13 **(F) (1) A LICENSEE HAS A GRACE PERIOD OF 60 DAYS AFTER A LICENSE**
14 **EXPIRES IN WHICH TO RENEW IT RETROACTIVELY IF THE LICENSEE:**

15 **(I) OTHERWISE MEETS THE RENEWAL REQUIREMENTS OF THIS**
16 **SECTION; AND**

17 **(II) PAYS TO THE BOARD THE RENEWAL FEE AND ANY LATE FEE**
18 **SET BY THE BOARD.**

19 **(2) AFTER THE GRACE PERIOD OF 60 DAYS:**

20 **(I) THE EXPIRED LICENSE LAPSES INTO A NONRENEWAL**
21 **STATUS; AND**

22 **(II) THE BOARD MAY REQUIRE THE FORMER LICENSEE TO MEET**
23 **THE REQUIREMENTS OF § 14–317 OF THIS SUBTITLE TO BE REINSTATED.**

24 **[(f)] (G) (1)** Each licensee shall notify the secretary of the Board in writing of
25 any change in the licensee's name or address within 60 days after the change.

26 (2) If a licensee fails to notify the secretary of the Board within the time
27 required under this section, the licensee is subject to an administrative penalty of \$100.

28 **[(g)] (H) (1)** Beginning October 1, 2016, the Board shall require a criminal
29 history records check in accordance with § 14–308.1 of this subtitle for:

30 (i) Annual renewal applicants as determined by regulations
31 adopted by the Board; and

1 (ii) Each former licensee who files for reinstatement under § 14–317
2 of this subtitle after failing to renew the license for a period of 1 year or more.

3 (2) On receipt of the criminal history record information of a licensee
4 forwarded to the Board in accordance with § 14–308.1 of this subtitle, in determining
5 whether to renew or reinstate a license, the Board shall consider:

6 (i) The age at which the crime was committed;

7 (ii) The nature of the crime;

8 (iii) The circumstances surrounding the crime;

9 (iv) The length of time that has passed since the crime;

10 (v) Subsequent work history;

11 (vi) Employment and character references; and

12 (vii) Other evidence that demonstrates whether the licensee poses a
13 threat to the public health or safety.

14 (3) The Board may not renew or reinstate a license if the criminal history
15 record information required under § 14–308.1 of this subtitle has not been received.

16 14–5A–13.

17 (a) A license expires on a date set by the Board, unless the license is renewed for
18 an additional term as provided in this section.

19 (b) At least 1 month before the license expires, the Board shall send to the licensee
20 a renewal notice that states:

21 (1) The date on which the current license expires;

22 (2) The date by which the renewal application must be received by the
23 Board for the renewal to be issued and mailed before the license expires; and

24 (3) The amount of the renewal fee.

25 (c) Except as otherwise provided in this subtitle, before a license expires, the
26 licensee periodically may renew it for an additional term, if the licensee:

27 (1) Pays to the Board a renewal fee set by the Board;

28 (2) Submits to the Board:

1 (i) A renewal application on the form that the Board requires; and

2 (ii) Satisfactory evidence of compliance with any continuing
3 education or competency requirements and other requirements set under this section for
4 license renewal; and

5 (3) Meets any additional renewal requirements established by the Board.

6 (d) (1) In addition to any other qualifications and requirements established by
7 the Board, the Board may establish continuing education or competency requirements as a
8 condition to the renewal of licenses under this section.

9 (2) The Board may impose a civil penalty of up to \$100 per continuing
10 education credit in lieu of a sanction under § 14–5A–17 of this subtitle, for a first offense,
11 for the failure of a licensee to obtain the continuing education credits required by the Board.

12 (e) (1) The Board shall renew the license of each licensee who meets the
13 requirements of this section.

14 (2) A license may not be renewed for a term longer than 2 years.

15 **(F) (1) A LICENSEE HAS A GRACE PERIOD OF 60 DAYS AFTER A LICENSE**
16 **EXPIRES IN WHICH TO RENEW IT RETROACTIVELY IF THE LICENSEE:**

17 **(I) OTHERWISE MEETS THE RENEWAL REQUIREMENTS OF THIS**
18 **SECTION; AND**

19 **(II) PAYS TO THE BOARD THE RENEWAL FEE AND ANY LATE FEE**
20 **SET BY THE BOARD.**

21 **(2) AFTER THE GRACE PERIOD OF 60 DAYS:**

22 **(I) THE EXPIRED LICENSE LAPSES INTO A NONRENEWAL**
23 **STATUS; AND**

24 **(II) THE BOARD MAY REQUIRE THE FORMER LICENSEE TO MEET**
25 **THE REQUIREMENTS OF SUBSECTION (G) OF THIS SECTION TO BE REINSTATED.**

26 **[(f)] (G)** The Board shall reinstate the license of a respiratory care practitioner
27 who has failed to renew the license for any reason if the respiratory care practitioner:

28 (1) Meets the renewal requirements of this section;

29 (2) Submits to the Board:

1 (i) A reinstatement application on the form that the Board requires;
2 and

3 (ii) Satisfactory evidence of compliance with any continuing
4 education or competency requirements; and

5 (3) Meets any additional requirements established by the Board for
6 reinstatement.

7 **[(g)] (H)** (1) Beginning October 1, 2016, the Board shall require a criminal
8 history records check in accordance with § 14–308.1 of this title for:

9 (i) Annual renewal applicants as determined by regulations
10 adopted by the Board; and

11 (ii) Each former licensee who files for reinstatement under
12 subsection **[(f)] (G)** of this section after failing to renew the license for a period of 1 year or
13 more.

14 (2) On receipt of the criminal history record information of a licensee
15 forwarded to the Board in accordance with § 14–308.1 of this title, in determining whether
16 to renew or reinstate a license, the Board shall consider:

17 (i) The age at which the crime was committed;

18 (ii) The nature of the crime;

19 (iii) The circumstances surrounding the crime;

20 (iv) The length of time that has passed since the crime;

21 (v) Subsequent work history;

22 (vi) Employment and character references; and

23 (vii) Other evidence that demonstrates whether the licensee poses a
24 threat to the public health or safety.

25 (3) The Board may not renew or reinstate a license if the criminal history
26 record information required under § 14–308.1 of this title has not been received.

27 14–5B–12.

28 (a) A license expires on a date set by the Board, unless the license is renewed for
29 an additional term as provided in this section.

1 (b) At least 1 month before the license expires, the Board shall send to the licensee
2 a renewal notice that states:

3 (1) The date on which the current license expires;

4 (2) The date by which the renewal application must be received by the
5 Board for the renewal to be issued and mailed before the license expires; and

6 (3) The amount of the renewal fee.

7 (c) Except as otherwise provided in this subtitle, before a license expires, the
8 licensed individual may periodically renew it for an additional term, if the individual:

9 (1) Pays to the Board a renewal fee set by the Board;

10 (2) Submits to the Board:

11 (i) A renewal application on the form that the Board requires; and

12 (ii) Satisfactory evidence of compliance with any continuing
13 education or competency requirements and other requirements required by the Board for
14 license renewal; and

15 (3) Meets any additional renewal requirements established by the Board.

16 (d) (1) In addition to any other qualifications and requirements established by
17 the Board, the Board may establish continuing education or competency requirements as a
18 condition to the renewal of licenses under this section.

19 (2) The Board may impose a civil penalty of up to \$100 per continuing
20 medical education credit in lieu of a sanction under § 14-5B-14 of this subtitle, for a first
21 offense, for the failure of a licensee to obtain the continuing medical education credits
22 required by the Board.

23 (e) (1) The Board shall renew the license of each individual who meets the
24 renewal requirements of this section.

25 (2) A license may not be renewed for a term longer than 2 years.

26 **(F) (1) A LICENSEE HAS A GRACE PERIOD OF 60 DAYS AFTER A LICENSE**
27 **EXPIRES IN WHICH TO RENEW IT RETROACTIVELY IF THE LICENSEE:**

28 **(I) OTHERWISE MEETS THE RENEWAL REQUIREMENTS OF THIS**
29 **SECTION; AND**

1 **(II) PAYS TO THE BOARD THE RENEWAL FEE AND ANY LATE FEE**
2 **SET BY THE BOARD.**

3 **(2) AFTER THE GRACE PERIOD OF 60 DAYS:**

4 **(I) THE EXPIRED LICENSE LAPSES INTO A NONRENEWAL**
5 **STATUS; AND**

6 **(II) THE BOARD MAY REQUIRE THE FORMER LICENSEE TO MEET**
7 **THE REQUIREMENTS OF SUBSECTION (G) OF THIS SECTION TO BE REINSTATED.**

8 **[(f)] (G)** The Board shall reinstate the license of a radiation therapist,
9 radiographer, nuclear medicine technologist, or radiologist assistant who has failed to
10 renew a license for any reason if the radiation therapist, radiographer, nuclear medicine
11 technologist, or radiologist assistant:

12 (1) Submits to the Board:

13 (i) A reinstatement application on the form that the Board requires;
14 and

15 (ii) Satisfactory evidence of compliance with any continuing
16 education or competency requirements; and

17 (2) Meets any additional requirements established by the Board for
18 reinstatement.

19 **[(g)] (H)** (1) Beginning October 1, 2016, the Board shall require a criminal
20 history records check in accordance with § 14–308.1 of this title for:

21 (i) Annual renewal applicants as determined by regulations
22 adopted by the Board; and

23 (ii) Each former licensee who files for reinstatement under
24 subsection **[(f)] (G)** of this section after failing to renew the license for a period of 1 year or
25 more.

26 (2) On receipt of the criminal history record information of a licensee
27 forwarded to the Board in accordance with § 14–308.1 of this title, in determining whether
28 to renew or reinstate a license, the Board shall consider:

29 (i) The age at which the crime was committed;

30 (ii) The nature of the crime;

31 (iii) The circumstances surrounding the crime;

- 1 (iv) The length of time that has passed since the crime;
- 2 (v) Subsequent work history;
- 3 (vi) Employment and character references; and
- 4 (vii) Other evidence that demonstrates whether the licensee poses a
5 threat to the public health or safety.

6 (3) The Board may not renew or reinstate a license if the criminal history
7 record information required under § 14-308.1 of this title has not been received.

8 14-5C-14.

9 (a) A license expires on a date set by the Board, unless the license is renewed for
10 an additional term as provided in this section.

11 (b) At least 1 month before a license expires, the Board shall send to the licensed
12 polysomnographic technologist, by first-class mail to the last known address of the licensed
13 polysomnographic technologist, a renewal notice that states:

14 (1) The date on which the current license expires;

15 (2) The date by which the renewal application must be received by the
16 Board for the renewal to be issued and mailed before the license expires; and

17 (3) The amount of the renewal fee.

18 (c) Except as otherwise provided in this subtitle, before a license expires, the
19 licensed polysomnographic technologist periodically may renew it for an additional term, if
20 the licensee:

21 (1) Otherwise is entitled to be licensed;

22 (2) Pays to the Board a renewal fee set by the Board; and

23 (3) Submits to the Board:

24 (i) A renewal application on the form that the Board requires; and

25 (ii) Satisfactory evidence of compliance with any continuing
26 education or competency requirements and other requirements set under this section for
27 license renewal.

1 (d) In addition to any other qualifications and requirements established by the
2 Board, the Board may establish continuing education or competency requirements as a
3 condition of the renewal of a license under this section.

4 (e) The Board shall renew the license of each licensee who meets the
5 requirements of this section.

6 **(F) (1) A LICENSEE HAS A GRACE PERIOD OF 60 DAYS AFTER A LICENSE**
7 **EXPIRES IN WHICH TO RENEW IT RETROACTIVELY IF THE LICENSEE:**

8 **(I) OTHERWISE MEETS THE RENEWAL REQUIREMENTS OF THIS**
9 **SECTION; AND**

10 **(II) PAYS TO THE BOARD THE RENEWAL FEE AND ANY LATE FEE**
11 **SET BY THE BOARD.**

12 **(2) AFTER THE GRACE PERIOD OF 60 DAYS:**

13 **(I) THE EXPIRED LICENSE LAPSES INTO A NONRENEWAL**
14 **STATUS; AND**

15 **(II) THE BOARD MAY REQUIRE THE FORMER LICENSEE TO MEET**
16 **THE REQUIREMENTS OF SUBSECTION (G) OF THIS SECTION TO BE REINSTATED.**

17 **[(f)] (G)** The Board may reinstate the license of a polysomnographic technologist
18 who has failed to renew the license for any reason, and who applies for reinstatement after
19 the license has expired, if the polysomnographic technologist:

20 (1) Meets the renewal requirements of this section;

21 (2) Pays to the Board the reinstatement fee set by the Board; and

22 (3) Meets any other requirements established by regulation.

23 **[(g)] (H) (1)** Beginning October 1, 2016, the Board shall require a criminal
24 history records check in accordance with § 14-308.1 of this title for:

25 (i) Annual renewal applicants as determined by regulations
26 adopted by the Board; and

27 (ii) Each former licensee who files for reinstatement under
28 subsection **[(f)] (G)** of this section after failing to renew the license for a period of 1 year or
29 more.

1 (2) On receipt of the criminal history record information of a licensee
2 forwarded to the Board in accordance with § 14–308.1 of this title, in determining whether
3 to renew or reinstate a license, the Board shall consider:

4 (i) The age at which the crime was committed;

5 (ii) The nature of the crime;

6 (iii) The circumstances surrounding the crime;

7 (iv) The length of time that has passed since the crime;

8 (v) Subsequent work history;

9 (vi) Employment and character references; and

10 (vii) Other evidence that demonstrates whether the licensee poses a
11 threat to the public health or safety.

12 (3) The Board may not renew or reinstate a license if the criminal history
13 record information required under § 14–308.1 of this title has not been received.

14 14–5D–12.

15 (a) A license expires on a date set by the Board, unless the license is renewed for
16 an additional term as provided in this section.

17 (b) At least 1 month before a license expires, the Board shall send to the licensee
18 a renewal notice that states:

19 (1) The date on which the current license expires;

20 (2) The date by which the renewal application must be received by the
21 Board for the renewal to be issued and mailed before the license expires; and

22 (3) The amount of the renewal fee.

23 (c) Except as otherwise provided in this subtitle, before a license expires, the
24 licensee periodically may renew it for an additional term, if the licensee:

25 (1) Otherwise is entitled to be licensed;

26 (2) Pays to the Board a renewal fee set by the Board; and

27 (3) Submits to the Board:

28 (i) A renewal application on the form that the Board requires;

1 (ii) Satisfactory evidence of compliance with any continuing
2 education or competency requirements; and

3 (iii) Any other requirements set under this section for license
4 renewal.

5 (d) In addition to any other qualifications and requirements established by the
6 Board, the Board may establish continuing education or competency requirements as a
7 condition of the renewal of licenses under this section.

8 (e) The Board shall renew the license of each licensee who meets the
9 requirements of this section.

10 **(F) (1) A LICENSEE HAS A GRACE PERIOD OF 60 DAYS AFTER A LICENSE**
11 **EXPIRES IN WHICH TO RENEW IT RETROACTIVELY IF THE LICENSEE:**

12 **(I) OTHERWISE MEETS THE RENEWAL REQUIREMENTS OF THIS**
13 **SECTION; AND**

14 **(II) PAYS TO THE BOARD THE RENEWAL FEE AND ANY LATE FEE**
15 **SET BY THE BOARD.**

16 **(2) AFTER THE GRACE PERIOD OF 60 DAYS:**

17 **(I) THE EXPIRED LICENSE LAPSES INTO A NONRENEWAL**
18 **STATUS; AND**

19 **(II) THE BOARD MAY REQUIRE THE FORMER LICENSEE TO MEET**
20 **THE REQUIREMENTS OF SUBSECTION (G) OF THIS SECTION TO BE REINSTATED.**

21 **[(f)] (G)** The Board shall reinstate the license of an athletic trainer who has
22 failed to renew the license for any reason if the athletic trainer:

23 (1) Applies for reinstatement;

24 (2) Meets renewal and reinstatement requirements; and

25 (3) Pays to the Board the reinstatement fee set by the Board.

26 **[(g)] (H)** The Board may impose a civil penalty of up to \$100 per continuing
27 education credit in lieu of a sanction under § 14-5D-14 of this subtitle, for a first offense
28 for failure of a licensee to obtain the continuing education credits required by the Board.

1 **[(h)] (I)** (1) Beginning October 1, 2016, the Board shall require a criminal
2 history records check in accordance with § 14–308.1 of this title for:

3 (i) Annual renewal applicants as determined by regulations
4 adopted by the Board; and

5 (ii) Each former licensee who files for reinstatement under
6 subsection **[(f)] (G)** of this section after failing to renew the license for a period of 1 year or
7 more.

8 (2) On receipt of the criminal history record information of a licensee
9 forwarded to the Board in accordance with § 14–308.1 of this title, in determining whether
10 to renew or reinstate a license, the Board shall consider:

11 (i) The age at which the crime was committed;

12 (ii) The nature of the crime;

13 (iii) The circumstances surrounding the crime;

14 (iv) The length of time that has passed since the crime;

15 (v) Subsequent work history;

16 (vi) Employment and character references; and

17 (vii) Other evidence that demonstrates whether the licensee poses a
18 threat to the public health or safety.

19 (3) The Board may not renew or reinstate a license if the criminal history
20 record information required under § 14–308.1 of this title has not been received.

21 14–5E–13.

22 (a) (1) A license expires on a date set by the Board, unless the license is
23 renewed for an additional term as provided in this section.

24 (2) A license may not be renewed for a term longer than 2 years.

25 (b) At least 1 month before a license expires, the Board shall send to the licensed
26 perfusionist a renewal notice that states:

27 (1) The date on which the current license expires;

28 (2) The date by which the renewal application must be received by the
29 Board for the renewal to be issued and sent before the license expires;

1 (3) The amount of the renewal fee; and

2 (4) For licensees who qualified for an initial license under § 14–5E–09(c)(2)
3 of this subtitle, that the licensee must submit satisfactory evidence of a passing score on
4 the examination as required under subsection (c)(2) of this section.

5 (c) (1) Except as otherwise provided in this subtitle, before a license expires,
6 the licensed perfusionist periodically may renew it for an additional term, if the licensee:

7 (i) Otherwise is entitled to be licensed;

8 (ii) Pays to the Board a renewal fee set by the Board; and

9 (iii) Except as provided in paragraph (2) of this subsection, submits
10 to the Board:

11 1. A renewal application on the form that the Board requires;
12 and

13 2. Satisfactory evidence of compliance with any continuing
14 education or competency requirements and other requirements set under this section for
15 license renewal.

16 (2) A licensee who qualified for an initial license under § 14–5E–09(c)(2) of
17 this subtitle shall submit to the Board satisfactory evidence of a passing score on the
18 national certifying examination given by the American Board of Cardiovascular Perfusion
19 or its successor organization or another examination given or approved by the Board.

20 (d) In addition to any other qualifications and requirements established by the
21 Board, the Board shall establish continuing education or competency requirements as a
22 condition of the renewal of a license under this section.

23 (e) (1) The Board shall renew the license of each licensee who meets the
24 requirements of this section.

25 (2) The Board may not renew the license of a licensee who fails to submit
26 satisfactory evidence of a passing score on the examination as required under subsection
27 (c)(2) of this section.

28 **(F) (1) A LICENSEE HAS A GRACE PERIOD OF 60 DAYS AFTER A LICENSE**
29 **EXPIRES IN WHICH TO RENEW IT RETROACTIVELY IF THE LICENSEE:**

30 **(I) OTHERWISE MEETS THE RENEWAL REQUIREMENTS OF THIS**
31 **SECTION; AND**

1 **(II) PAYS TO THE BOARD THE RENEWAL FEE AND ANY LATE FEE**
2 **SET BY THE BOARD.**

3 **(2) AFTER THE GRACE PERIOD OF 60 DAYS:**

4 **(I) THE EXPIRED LICENSE LAPSES INTO A NONRENEWAL**
5 **STATUS; AND**

6 **(II) THE BOARD MAY REQUIRE THE FORMER LICENSEE TO MEET**
7 **THE REQUIREMENTS OF SUBSECTION (G) OF THIS SECTION TO BE REINSTATED.**

8 **[(f)] (G)** The Board shall reinstate the license of an individual who has failed to
9 renew the license for any reason if the individual:

10 (1) Applies for reinstatement after the date the license expires;

11 (2) Meets the renewal requirements of this section; and

12 (3) Pays to the Board the reinstatement fee set by the Board.

13 **[(g)] (H)** (1) Beginning October 1, 2016, the Board shall require a criminal
14 history records check in accordance with § 14–308.1 of this title for:

15 (i) Annual renewal applicants as determined by regulations
16 adopted by the Board; and

17 (ii) Each former licensee who files for reinstatement under
18 subsection **[(f)] (G)** of this section after failing to renew the license for a period of 1 year or
19 more.

20 (2) On receipt of the criminal history record information of a licensee
21 forwarded to the Board in accordance with § 14–308.1 of this title, in determining whether
22 to renew or reinstate a license, the Board shall consider:

23 (i) The age at which the crime was committed;

24 (ii) The nature of the crime;

25 (iii) The circumstances surrounding the crime;

26 (iv) The length of time that has passed since the crime;

27 (v) Subsequent work history;

28 (vi) Employment and character references; and

1 (vii) Other evidence that demonstrates whether the licensee poses a
2 threat to the public health or safety.

3 (3) The Board may not renew or reinstate a license if the criminal history
4 record information required under § 14–308.1 of this title has not been received.

5 14–5F–15.

6 (a) (1) The term of a license issued by the Board is 2 years.

7 (2) A license expires at the end of its term unless the license is renewed as
8 provided by the Board.

9 (b) At least 1 month before the license expires, the Board shall send to the licensee
10 a renewal notice that states:

11 (1) The date on which the current license expires;

12 (2) The date by which the renewal application must be received by the
13 Board for the renewal to be issued and mailed before the license expires; and

14 (3) The amount of the renewal fee.

15 (c) The Board shall renew the license of a licensee who:

16 (1) Submits a renewal application on the form that the Board requires;

17 (2) Pays a renewal fee set by the Board;

18 (3) Is otherwise entitled to be licensed;

19 (4) Meets the continuing education requirements adopted by the Board;
20 and

21 (5) Provides evidence of biennial cardiopulmonary resuscitation
22 certification.

23 **(D) (1) A LICENSEE HAS A GRACE PERIOD OF 60 DAYS AFTER A LICENSE**
24 **EXPIRES IN WHICH TO RENEW IT RETROACTIVELY IF THE LICENSEE:**

25 **(I) OTHERWISE MEETS THE RENEWAL REQUIREMENTS OF THIS**
26 **SECTION; AND**

27 **(II) PAYS TO THE BOARD THE RENEWAL FEE AND ANY LATE FEE**
28 **SET BY THE BOARD.**

1 **(2) AFTER THE GRACE PERIOD OF 60 DAYS:**

2 **(I) THE EXPIRED LICENSE LAPSES INTO A NONRENEWAL**
3 **STATUS; AND**

4 **(II) THE BOARD MAY REQUIRE THE FORMER LICENSEE TO MEET**
5 **THE REQUIREMENTS OF § 14-5F-16(B) OF THIS SUBTITLE TO BE REINSTATED.**

6 **[(d)] (E)** (1) Beginning October 1, 2016, the Board shall require a criminal
7 history records check in accordance with § 14-308.1 of this title for:

8 (i) Annual renewal applicants as determined by regulations
9 adopted by the Board; and

10 (ii) Each former licensee who files for reinstatement under §
11 14-5F-16(b) of this subtitle after failing to renew the license for a period of 1 year or more.

12 (2) On receipt of the criminal history record information of a licensee
13 forwarded to the Board in accordance with § 14-308.1 of this title, in determining whether
14 to renew or reinstate a license, the Board shall consider:

15 (i) The age at which the crime was committed;

16 (ii) The nature of the crime;

17 (iii) The circumstances surrounding the crime;

18 (iv) The length of time that has passed since the crime;

19 (v) Subsequent work history;

20 (vi) Employment and character references; and

21 (vii) Other evidence that demonstrates whether the licensee poses a
22 threat to the public health or safety.

23 (3) The Board may not renew or reinstate a license if the criminal history
24 record information required under § 14-308.1 of this title has not been received.

25 15-307.

26 (a) (1) Unless a license is renewed for an additional term as provided in this
27 section, the license expires on the date set by the Board.

28 (2) A license may not be renewed for a term longer than 2 years.

1 (b) At least 1 month before a license expires, the Board shall send to the licensee,
2 by first-class mail to the last known address of the licensee, a renewal notice that states:

3 (1) The date on which the current license expires;

4 (2) The date by which the Board must receive the renewal application for
5 the renewal to be issued and mailed before the license expires; and

6 (3) The amount of the renewal fee.

7 (c) Before a license expires, the licensee periodically may renew it for an
8 additional 2-year term, if the licensee:

9 (1) Is otherwise entitled to be issued a license;

10 (2) Pays to the Board the renewal fee, set by the Board;

11 (3) Submits to the Board:

12 (i) A renewal application on the form that the Board requires; and

13 (ii) Satisfactory evidence of compliance with the continuing
14 education requirements for license renewal set by the Board under this section; and

15 (4) Meets any additional requirements set by the Board for renewal of a
16 license.

17 (d) In addition to any other qualifications and requirements established by the
18 Board, the Board shall establish continuing education requirements as a condition for the
19 renewal of licenses under this section.

20 (e) The Board shall renew the license of each licensee who meets the
21 requirements of this section.

22 **(F) (1) A LICENSEE HAS A GRACE PERIOD OF 60 DAYS AFTER A LICENSE**
23 **EXPIRES IN WHICH TO RENEW IT RETROACTIVELY IF THE LICENSEE:**

24 **(I) OTHERWISE MEETS THE RENEWAL REQUIREMENTS OF THIS**
25 **SECTION; AND**

26 **(II) PAYS TO THE BOARD THE RENEWAL FEE AND ANY LATE FEE**
27 **SET BY THE BOARD.**

28 **(2) AFTER THE GRACE PERIOD OF 60 DAYS:**

1 **(I) THE EXPIRED LICENSE LAPSES INTO A NONRENEWAL**
2 **STATUS; AND**

3 **(II) THE BOARD MAY REQUIRE THE FORMER LICENSEE TO MEET**
4 **THE REQUIREMENTS OF § 15–308 OF THIS SUBTITLE TO BE REINSTATED.**

5 **[(f)] (G)** For the failure of a licensee to obtain continuing medical education
6 credits as required by the Board, the Board may impose a civil penalty not to exceed \$100
7 for each medical education credit not obtained by the licensee.

8 **[(g)] (H)** (1) Beginning October 1, 2016, the Board shall require a criminal
9 history records check in accordance with § 14–308.1 of this article for:

10 (i) Annual renewal applicants as determined by regulations
11 adopted by the Board; and

12 (ii) Each former licensee who files for reinstatement under this title
13 after failing to renew the license for a period of 1 year or more.

14 (2) On receipt of the criminal history record information of a licensee
15 forwarded to the Board in accordance with § 14–308.1 of this article, in determining
16 whether to renew or reinstate a license, the Board shall consider:

17 (i) The age at which the crime was committed;

18 (ii) The nature of the crime;

19 (iii) The circumstances surrounding the crime;

20 (iv) The length of time that has passed since the crime;

21 (v) Subsequent work history;

22 (vi) Employment and character references; and

23 (vii) Other evidence that demonstrates whether the licensee poses a
24 threat to the public health or safety.

25 (3) The Board may not renew or reinstate a license if the criminal history
26 record information required under § 14–308.1 of this article has not been received.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2016.