

Chapter 419

(House Bill 638)

AN ACT concerning

State Board of Physicians – Sunset Evaluation ~~and Performance Audit~~ and Termination

FOR the purpose of altering the date of the termination provisions relating to statutory and regulatory authority of the State Board of Physicians and certain allied health advisory committees; altering the date of a certain evaluation provision relating to the State Board of Physicians under the Maryland Program Evaluation Act (Sunset Law); requiring the Office of Legislative Audits to conduct a certain performance audit of the State Board of Physicians; ~~requiring the Office of Legislative Audits to report to the General Assembly on or before a certain date~~; making a conforming change; and generally relating to the State Board of Physicians.

BY repealing and reenacting, without amendments,

Article – Health Occupations

Section 14-201, 14-5A-05, 14-5B-05(a), 14-5C-05, 14-5D-04, 14-5E-05, and 14-5F-06

Annotated Code of Maryland

(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 14-5A-25, 14-5B-21, 14-5C-25, 14-5D-20, 14-5E-25, 14-5F-32, and 14-702

Annotated Code of Maryland

(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 8-405(b)(5)

Annotated Code of Maryland

(2014 Replacement Volume and 2018 Supplement)

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

Article – Health Occupations

14-201.

There is a State Board of Physicians in the Department.

14-5A-05.

There is a Respiratory Care Professional Standards Committee within the Board.

14-5A-25.

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, 2023] **JUNE 1, 2020.**

14-5B-05.

(a) There is a Radiation Therapy, Radiography, Nuclear Medicine Technology, and Radiology Assistance Advisory Committee within the Board.

14-5B-21.

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, 2023] **JUNE 1, 2020.**

14-5C-05.

There is a Polysomnography Professional Standards Committee within the Board.

14-5C-25.

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 regulations adopted under this subtitle shall terminate and be of no effect after [July 1, 2023] **JUNE 1, 2020.**

14-5D-04.

There is an Athletic Trainer Advisory Committee within the Board.

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, 2023] **JUNE 1, 2020.**

14-5E-05.

There is a Perfusion Advisory Committee within the Board.

14-5E-25.

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 regulations adopted under this subtitle shall terminate and be of no effect after [July 1, 2023] JUNE 1, 2020.

14-5F-06.

There is a Naturopathic Medicine Advisory Committee within the Board.

14-5F-32.

Subject to the evaluation and reestablishment provisions of the Program Evaluation Act, this subtitle and all rules and regulations adopted under this subtitle shall terminate and be of no effect after [July 1, 2023] JUNE 1, 2020.

14-702.

Subject to the evaluation and reestablishment provisions of the Program Evaluation Act, this title and all rules and regulations adopted under this title shall terminate and be of no effect after [July 1, 2023] JUNE 1, 2020.

Article – State Government

8-405.

(b) Each of the following governmental activities or units and the statutes and regulations that relate to the governmental activities or units are subject to full evaluation, in the evaluation year specified, without the need for a preliminary evaluation:

(5) Physicians, State Board of (§ 14-201 of the Health Occupations Article: [2021] **2019**), [including] AND:

(i) Athletic Training Advisory Committee (§ 14-5D-04 of the Health Occupations Article: 2021);

(ii) Naturopathic Medicine Advisory Committee (§ 14-5F-04 of the Health Occupations Article: 2021);

(iii) Perfusion Advisory Committee (§ 14-5E-05 of the Health Occupations Article: 2021);

(iv) Physician Assistant Advisory Committee (§ 15–201 of the Health Occupations Article: 2021);

(v) Polysomnography Professional Standards Committee (§ 14–5C–05 of the Health Occupations Article: 2021);

(vi) Radiation Therapy, Radiography, Nuclear Medicine Technology Advisory, and Radiology Assistance Committee (§ 14–5B–05 of the Health Occupations Article: 2021); and

(vii) Respiratory Care Professional Standards Committee (§ 14–5A–05 of the Health Occupations Article: 2021).

~~SECTION 2. AND BE IT FURTHER ENACTED, That:~~

~~(a) The Office of Legislative Audits shall conduct a performance audit of the State Board of Physicians to evaluate whether the Board is operating in an economic, efficient, and effective manner.~~

~~(b) On or before January 1, 2020, the Office of Legislative Audits shall report to the General Assembly, in accordance with § 2–1246 of the State Government Article, on the audit of the State Board of Physicians.~~

SECTION ~~2~~ 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2019.

Approved by the Governor, May 13, 2019.