

**HB0260/513020/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 260  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “devices;” insert “requiring that certain appropriations be transferred to the Board on a certain date; providing for the transfer of certain functions, powers, duties, property, records, fixtures, credits, assets, liability, obligations, rights, and privileges; requiring that certain employees of the Office be transferred to the Board without diminution of their rights, benefits, employment, or retirement status; requiring that certain positions at the Office be transferred to the Board; providing for the continuity of certain transactions affected by or flowing from this Act; providing for the continuity of certain laws, regulations, standards and guidelines, policies, orders and other directives, forms, plans, membership, contracts, property, investigations, administrative and judicial responsibilities, rights, and other duties and responsibilities;”.

AMENDMENT NO. 2

On page 10, after line 12, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on the effective date of this Act, the following shall be transferred to the State Board of Physicians:

(1) all appropriations, including State and federal funds, held by the Office of Controlled Substances Administration for the purposes of conducting inspections of offices of physicians who hold dispensing permits under § 14–509 of the Health Occupations Article on the effective date of this Act; and

(2) all books and records including electronic records, real and personal property, equipment, fixtures, assets, liabilities, obligations, credits, rights, and privileges held by the Office of Controlled Substances Administration for the purposes

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of conducting inspections of offices of physicians who hold dispensing permits under § 14–509 of the Health Occupations Article on the effective date of this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That all employees of the Office of Controlled Substances Administration who are assigned more than 50% of the time to a function related to conducting inspections of offices of physicians who hold dispensing permits under § 14–509 of the Health Occupations Article on the effective date of this Act shall be transferred to the State Board of Physicians without diminution of their rights, benefits, employment, or retirement status.

SECTION 4. AND BE IT FURTHER ENACTED, That all positions of the Office of Controlled Substances Administration who are assigned more than 50% of the time to a function related to conducting inspections of offices of physicians who hold dispensing permits under § 14–509 of the Health Occupations Article on the effective date of this Act shall be transferred to the State Board of Physicians.

SECTION 5. AND BE IT FURTHER ENACTED, That any transaction affected by the transfer of oversight of the conducting of inspections of offices of physicians who hold dispensing permits under § 14–509 of the Health Occupations Article and validly entered into before the effective date of this Act, and every right, duty, or interest flowing from it remains valid after the effective date of this Act and may be terminated, completed, consummated, or enforced under the law.

SECTION 6. AND BE IT FURTHER ENACTED, That all existing laws, regulations, proposed regulations, standards and guidelines, policies, orders and other directives, forms, plans, memberships, contracts, property, investigations, administrative and judicial responsibilities, rights to sue and be sued, and all other duties and responsibilities associated with the oversight of the conducting of inspections of offices of physicians who hold dispensing permits under § 14–509 of the Health Occupations Article prior to the effective date of this Act shall continue and, as appropriate, are legal and binding on the State Board of Physicians until completed, withdrawn, canceled, modified, or otherwise changed under the law.”;

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and in line 13, strike “2.” and substitute “7.”.