

# SENATE BILL 996

J2, C4

4lr2403  
CF HB 759

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By: **Senator Klausmeier**

Introduced and read first time: February 2, 2024

Assigned to: Finance

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Committee Report: Favorable

Senate action: Adopted

Read second time: February 17, 2024

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Advanced Practice Registered Nurses – Professional Liability Insurance**  
3 **Coverage – Notification Requirements**

4 FOR the purpose of requiring advanced practice registered nurses practicing as an  
5 advanced practice registered nurse in the State to notify patients in writing of certain  
6 information relating to professional liability insurance coverage; requiring that the  
7 notification be provided at certain visits and as part of certain informed consents,  
8 signed by a patient at certain times, and retained as part of the advanced practice  
9 registered nurse’s patient records; requiring each advanced practice registered nurse  
10 practicing as an advanced practice registered nurse in the State who does not  
11 maintain professional liability insurance coverage to post the information in a  
12 certain location at the advanced practice registered nurse’s place of practice; and  
13 generally relating to advanced practice registered nurses and professional liability  
14 coverage.

15 BY adding to  
16 Article – Health Occupations  
17 Section 8–515  
18 Annotated Code of Maryland  
19 (2021 Replacement Volume and 2023 Supplement)

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

22 **Article – Health Occupations**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 8-515.

2 (A) EACH ADVANCED PRACTICE REGISTERED NURSE PRACTICING AS AN  
3 ADVANCED PRACTICE REGISTERED NURSE IN THE STATE SHALL NOTIFY A PATIENT  
4 IN WRITING IF:

5 (1) THE ADVANCED PRACTICE REGISTERED NURSE DOES NOT  
6 MAINTAIN PROFESSIONAL LIABILITY INSURANCE COVERAGE; OR

7 (2) THE ADVANCED PRACTICE REGISTERED NURSE'S PROFESSIONAL  
8 LIABILITY INSURANCE COVERAGE HAS LAPSED FOR ANY PERIOD OF TIME AND HAS  
9 NOT BEEN RENEWED.

10 (B) THE WRITTEN NOTIFICATION PROVIDED TO THE PATIENT UNDER  
11 SUBSECTION (A) OF THIS SECTION SHALL BE:

12 (1) PROVIDED:

13 (I) AT THE FIRST VISIT BY THE PATIENT DURING ANY PERIOD  
14 IN WHICH THE ADVANCED PRACTICE REGISTERED NURSE DOES NOT MAINTAIN  
15 PROFESSIONAL LIABILITY INSURANCE, UNLESS THE VISIT IS FOR THE PURPOSE OF  
16 RECEIVING INCIDENTAL MEDICAL CARE THAT WILL BE RENDERED FREE OF  
17 CHARGE; AND

18 (II) AS PART OF EACH INFORMED CONSENT OBTAINED BEFORE  
19 ANY PROCEDURE OR OPERATION DISCUSSED OR OFFERED FOR THE PATIENT'S  
20 CONSIDERATION IS PERFORMED;

21 (2) SIGNED BY THE PATIENT AT THE TIME OF THE PATIENT'S VISIT OR  
22 AT THE TIME THE INFORMED CONSENT IS SIGNED; AND

23 (3) RETAINED BY THE ADVANCED PRACTICE REGISTERED NURSE AS  
24 PART OF THE ADVANCED PRACTICE REGISTERED NURSE'S PATIENT RECORDS.

25 (C) EACH ADVANCED PRACTICE REGISTERED NURSE PRACTICING AS AN  
26 ADVANCED PRACTICE REGISTERED NURSE IN THE STATE WHO DOES NOT MAINTAIN  
27 PROFESSIONAL LIABILITY INSURANCE COVERAGE SHALL POST THIS INFORMATION  
28 IN A CONSPICUOUS LOCATION IN THE ADVANCED PRACTICE REGISTERED NURSE'S  
29 PLACE OF PRACTICE.

30 SECTION 2. AND BE IT FURTHER ENACTED, That the State Board of Nursing  
31 shall develop appropriate language for the notification required under § 8-515 of the Health  
32 Occupations Article as enacted by Section 1 of this Act.

1           SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2   October 1, 2024.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.