

# SENATE BILL 806

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CF 6lr1691

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By: **Chair, Joint Audit and Evaluation Committee**

Introduced and read first time: February 6, 2026

Assigned to: Finance

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## A BILL ENTITLED

1 AN ACT concerning

### **Health Occupations – Criminal History Records Checks**

3 FOR the purpose of establishing and altering requirements related to criminal history  
4 records checks for certain licenses and certificates issued by the State Board of  
5 Acupuncture, the State Board of Dental Examiners, the State Board of Dietetic  
6 Practice, the State Board of Morticians and Funeral Directors, the State Board of  
7 Nursing, the State Board of Examiners in Optometry, the State Board of Pharmacy,  
8 the State Board of Physical Therapy Examiners, the State Board of Podiatric Medical  
9 Examiners, the State Board of Examiners of Psychologists, the State Board of  
10 Environmental Health Specialists, and the State Board for Certification of  
11 Residential Child Care Program Professionals; and generally relating to health  
12 occupations and criminal history records checks.

13 BY repealing and reenacting, without amendments,

14 Article – Health Occupations

15 Section 1A-302(a)

16 Annotated Code of Maryland

17 (2021 Replacement Volume and 2025 Supplement)

18 BY adding to

19 Article – Health Occupations

20 Section 1A-302(b)(4), 1A-302.1, 4-302.2, 4-307(d), 4-310(d), 4-315(a)(39) and  
21 (c)(21), 4-505(e) and (h), 5-302.1, 5-308(f), 8-302.2, 11-308(d), 12-302(d),  
22 12-302.1, 12-308(d), 12-6B-02.1, 13-311(e), 21-302.1, and 21-310(d) and (e)

23 Annotated Code of Maryland

24 (2021 Replacement Volume and 2025 Supplement)

25 BY repealing and reenacting, with amendments,

26 Article – Health Occupations

27 Section 1A-302(b)(4) and (5), 1A-306(c), 1A-307(c), 4-302, 4-304(a), 4-311,  
28 4-315(a)(37) and (38) and (c)(19) and (20), 4-505(e) and (f), 5-302(d), 5-303(a),

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**EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.**

[Brackets] indicate matter deleted from existing law.



1                   5–309(a) and (b), 5–311, 7–301.1(c), 8–303, 8–6A–05(c), 8–6A–08(b) and (l)(1),  
2                   11–308(d) and (e), 11–310, 12–302(d) through (g), 12–303(a), 12–306,  
3                   12–308(d), 12–310(b), 12–6C–05.1(a), 12–6C–06(b), 12–6D–03(b) and (c),  
4                   12–6D–04, 13–302.1, 13–311(e), 16–302.1, 18–302.1, 20–303(b), 21–302,  
5                   21–307, 21–309(c), and 21–315  
6                   Annotated Code of Maryland  
7                   (2021 Replacement Volume and 2025 Supplement)

8   BY repealing  
9                   Article – Health Occupations  
10                  Section 18–309(h)  
11                  Annotated Code of Maryland  
12                  (2021 Replacement Volume and 2025 Supplement)

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

15                   **Article – Health Occupations**

16   1A–302.

17                  (a) To qualify for a license, an applicant shall be an individual who meets the  
18   requirements of this section.

19                  (b) The applicant shall:

20                   **(4) BEGINNING JULY 1, 2027, SUBMIT TO A CRIMINAL HISTORY**  
21   **RECORDS CHECK IN ACCORDANCE WITH § 1A–302.1 OF THIS SUBTITLE;**

22                   **[(4)] (5)** Demonstrate the ability to communicate in the English  
23   language; and

24                   **[(5)] (6)** Meet any other qualifications that the Board establishes in  
25   regulations.

26   **1A–302.1.**

27                   **(A) IN THIS SECTION, “CENTRAL REPOSITORY” MEANS THE CRIMINAL**  
28   **JUSTICE INFORMATION SYSTEM CENTRAL REPOSITORY OF THE DEPARTMENT OF**  
29   **PUBLIC SAFETY AND CORRECTIONAL SERVICES.**

30                   **(B) AN APPLICANT SHALL APPLY TO THE CENTRAL REPOSITORY FOR A**  
31   **STATE AND NATIONAL CRIMINAL HISTORY RECORDS CHECK.**

1                   **(C) AS PART OF THE APPLICATION FOR A CRIMINAL HISTORY RECORDS**  
2                   **CHECK, AN APPLICANT SHALL COMPLETE AND SUBMIT TO THE CENTRAL**  
3                   **REPOSITORY:**

4                   **(1) A COMPLETE SET OF LEGIBLE FINGERPRINTS TAKEN IN A FORMAT**  
5                   **APPROVED BY THE DIRECTOR OF THE CENTRAL REPOSITORY AND THE DIRECTOR**  
6                   **OF THE FEDERAL BUREAU OF INVESTIGATION;**

7                   **(2) THE FEE AUTHORIZED UNDER § 10-221(B)(7) OF THE CRIMINAL**  
8                   **PROCEDURE ARTICLE FOR ACCESS TO MARYLAND CRIMINAL HISTORY RECORDS;**  
9                   **AND**

10                   **(3) THE MANDATORY PROCESSING FEE REQUIRED BY THE FEDERAL**  
11                   **BUREAU OF INVESTIGATION FOR A NATIONAL CRIMINAL HISTORY RECORDS CHECK.**

12                   **(D) IN ACCORDANCE WITH §§ 10-201 THROUGH 10-229 OF THE CRIMINAL**  
13                   **PROCEDURE ARTICLE, THE CENTRAL REPOSITORY SHALL FORWARD TO THE**  
14                   **BOARD AND THE INDIVIDUAL THE INDIVIDUAL'S CRIMINAL HISTORY RECORD**  
15                   **INFORMATION.**

16                   **(E) INFORMATION OBTAINED FROM THE CENTRAL REPOSITORY UNDER**  
17                   **THIS SECTION:**

18                   **(1) IS CONFIDENTIAL;**

19                   **(2) MAY NOT BE REDISSEMINATED; AND**

20                   **(3) MAY BE USED ONLY FOR THE LICENSING PURPOSE AUTHORIZED**  
21                   **BY THIS TITLE.**

22                   **(F) THE SUBJECT OF A CRIMINAL HISTORY RECORDS CHECK UNDER THIS**  
23                   **SECTION MAY CONTEST THE CONTENTS OF THE CRIMINAL HISTORY RECORD**  
24                   **INFORMATION ISSUED BY THE CENTRAL REPOSITORY AS PROVIDED IN § 10-223 OF**  
25                   **THE CRIMINAL PROCEDURE ARTICLE.**

26                   **(G) IF CRIMINAL HISTORY RECORD INFORMATION IS REPORTED TO THE**  
27                   **CENTRAL REPOSITORY AFTER THE DATE OF THE INITIAL CRIMINAL HISTORY**  
28                   **RECORDS CHECK, THE CENTRAL REPOSITORY SHALL PROVIDE TO THE BOARD AND**  
29                   **THE INDIVIDUAL REVISED CRIMINAL HISTORY RECORD INFORMATION FOR THE**  
30                   **INDIVIDUAL.**

3 (1) Otherwise is entitled to be licensed;

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

5 (3) Submits to the Board:

6 (i) A renewal application on the form that the Board requires; [and]

(ii) Satisfactory evidence of compliance with any continuing education requirements set under this section for license renewal; AND

(III) FOR INDIVIDUALS LICENSED BEFORE JANUARY 1, 2028,

10 SATISFACTORY EVIDENCE OF A CRIMINAL HISTORY RECORDS CHECK IN  
11 ACCORDANCE WITH § 1A-302.1 OF THIS SUBTITLE FOR THE LICENSEE'S FIRST  
12 RENEWAL AFTER JANUARY 1, 2028.

13 1A-307.

14 (c) The Board may reinstate the license of a former licensee who has failed to  
15 renew the license for any reason if the former licensee:

(1) Meets the continuing education requirements of § 1A-306 of this subtitle for each year that the license has lapsed;

18 (2) Applies for reinstatement more than 30 days after the license renewal  
19 deadline;

20 (3) Submits to the Board an application for reinstatement on the form  
21 required by the Board; [and]

22 (4) Pays to the Board a reinstatement fee and a renewal fee set by the  
23 Board; AND

(5) SUBMITS TO A CRIMINAL HISTORY RECORDS CHECK IN  
CE WITH § 1A-302.1 OF THIS SUBTITLE.

26 4-302.

27 (a) Except as otherwise provided in this title, to qualify for a license, an applicant  
28 shall be an individual who meets the requirements of this section.

29 (b) The applicant shall be of good moral character.

3           (D) THE APPLICANT SHALL SUBMIT TO A CRIMINAL HISTORY RECORDS  
4 CHECK IN ACCORDANCE WITH § 4-302.2 OF THIS SUBTITLE.

5       [(d)] (E) Unless waived by the Board under §§ 4-303 and 4-303.1 of this subtitle,  
6 and except as provided in § 4-306.1 of this subtitle, to qualify for a license to practice  
7 dentistry, the applicant shall hold a degree of Doctor of Dental Surgery, Doctor of Dental  
8 Medicine, or the equivalent, from a college or university that is:

9 (1) Authorized by any state or any province of Canada to grant the degree;  
10 and

11 (2) Recognized by the Board as requiring adequate preprofessional  
12 collegiate training and as maintaining an acceptable course of dental instruction.

13        **(e) (F)** To qualify for a license to practice dental hygiene, the applicant shall  
14 be a graduate of a school for dental hygienists that:

15 (1) Requires at least 2 years of education in an institution of higher  
16 education;

17 (2) Is accredited by the American Dental Association Commission on  
18 Dental Accreditation; and

19 (3) Is approved by the Board.

20           [(f)] (G)    (1)    Unless the examination requirement is waived under § 4–306 or  
21 § 4–310 of this subtitle, and except as provided in § 4–303.1 of this subtitle, to qualify for a  
22 general license to practice dentistry or a general license to practice dental hygiene, the  
23 applicant shall pass an examination given by the Board under this subtitle.

24 (2) An examination is not required for a teacher's license to practice  
25 dentistry, a limited license to practice dentistry, or a teacher's license to practice dental  
26 hygiene.

[g] (H) In addition to the requirements of subsections (a), (b), (c), [and] (d), AND (E) of this section, to qualify for a teacher's license to practice dentistry, the applicant shall:

30 (1) Be licensed to practice dentistry in any other state;

31 (2) Have been active in the dental profession for at least 5 years;

8           **(h) (I)**     In addition to the requirements of subsections (a), (b), **[and (e)] (D)**,  
9 **AND (F)** of this section, to qualify for a teacher's license to practice dental hygiene, the  
10 applicant shall:

11 (1) Be licensed to practice dental hygiene in any other state;

12 (2) Have been active as a dental hygienist for at least 5 years before  
13 applying for the teacher's license to practice dental hygiene; and

14 (3) Be a full-time or part-time faculty member at a dental school where  
15 the applicant teaches a subject required by that school.

16        **(i) (J)**      In addition to the requirements of subsections (a), (b), (c), **[and] (d)**,  
17 **AND (E)** of this section, to qualify for a retired volunteer dentist's license to practice  
18 dentistry, the applicant shall:

19 (1) Have had a general license to practice dentistry issued under this title  
20 within the last 2 years;

23 (3) Provide dental services as required under § 4-308(c) of this subtitle.

24        **[j] (K)**      In addition to the requirements of subsections (a), (b), **[and (e)] (D)**,  
25 **AND (F)** of this section, to qualify for a retired dental hygienist's license to practice dental  
26 hygiene, the applicant shall:

27 (1) Have had a general license to practice dental hygiene under this title  
28 within the last 2 years:

1           **[(k)] (L)**    In addition to the requirements of subsections (a), (b), (c), **[and]** (d),  
2 **AND (E)** of this section, to qualify for a volunteer dentist's license to practice dentistry, the  
3 applicant shall:

4           (1)    Satisfy the requirements of § 4–306(b)(1) and (d)(2) of this subtitle;

5           (2)    Hold an active license to practice dentistry in another state or in the  
6 District of Columbia;

7           (3)    Complete the continuing education requirements that the Board  
8 establishes for a general license;

9           (4)    Provide dental services exclusively in the manner described in §  
10 4–308(c) of this subtitle; and

11           (5)    Immediately upon ceasing to provide services exclusively in the manner  
12 described in § 4–308(c) of this subtitle, surrender the volunteer license to the Board.

13           **[(l)] (M)**    In addition to the requirements of subsections (a), (b), (c), **(D)**, and **[(e)]**  
14 **(F)** of this section, to qualify for a volunteer dental hygienist's license to practice dental  
15 hygiene, an applicant shall:

16           (1)    Satisfy the requirements of § 4–306(b)(2) and (e)(2) of this subtitle;

17           (2)    Hold an active license to practice dental hygiene in another state or in  
18 the District of Columbia;

19           (3)    Complete the continuing education requirements that the Board  
20 establishes for a general license;

21           (4)    Provide dental hygiene services exclusively in the manner described in  
22 § 4–308(g) of this subtitle; and

23           (5)    Immediately upon ceasing to provide services exclusively in the manner  
24 described in § 4–308(g) of this subtitle, surrender the volunteer license to the Board.

25           **[(m)] (N)**    To qualify for a limited license to practice dentistry, the applicant shall  
26 meet the requirements set forth in subsections (a), (b), (c), **[and]** (d), **AND (E)** of this section.

27 **4–302.2.**

28           **(A) IN THIS SECTION, “CENTRAL REPOSITORY” MEANS THE CRIMINAL**  
29 **JUSTICE INFORMATION SYSTEM CENTRAL REPOSITORY OF THE DEPARTMENT OF**  
30 **PUBLIC SAFETY AND CORRECTIONAL SERVICES.**

1           **(B) AN APPLICANT SHALL APPLY TO THE CENTRAL REPOSITORY FOR A**  
2 **STATE AND NATIONAL CRIMINAL HISTORY RECORDS CHECK.**

3           **(C) AS PART OF THE APPLICATION FOR A CRIMINAL HISTORY RECORDS**  
4 **CHECK, AN APPLICANT SHALL COMPLETE AND SUBMIT TO THE CENTRAL**  
5 **REPOSITORY:**

6           **(1) A COMPLETE SET OF LEGIBLE FINGERPRINTS TAKEN IN A FORMAT**  
7 **APPROVED BY THE DIRECTOR OF THE CENTRAL REPOSITORY AND THE DIRECTOR**  
8 **OF THE FEDERAL BUREAU OF INVESTIGATION;**

9           **(2) THE FEE AUTHORIZED UNDER § 10-221(B)(7) OF THE CRIMINAL**  
10 **PROCEDURE ARTICLE FOR ACCESS TO MARYLAND CRIMINAL HISTORY RECORDS;**  
11 **AND**

12           **(3) THE MANDATORY PROCESSING FEE REQUIRED BY THE FEDERAL**  
13 **BUREAU OF INVESTIGATION FOR A NATIONAL CRIMINAL HISTORY RECORDS CHECK.**

14           **(D) IN ACCORDANCE WITH §§ 10-201 THROUGH 10-229 OF THE CRIMINAL**  
15 **PROCEDURE ARTICLE, THE CENTRAL REPOSITORY SHALL FORWARD TO THE**  
16 **BOARD AND THE INDIVIDUAL THE INDIVIDUAL'S CRIMINAL HISTORY RECORD**  
17 **INFORMATION.**

18           **(E) INFORMATION OBTAINED FROM THE CENTRAL REPOSITORY UNDER**  
19 **THIS SECTION:**

20           **(1) IS CONFIDENTIAL;**

21           **(2) MAY NOT BE REDISSEMINATED; AND**

22           **(3) MAY BE USED ONLY FOR THE LICENSING PURPOSE AUTHORIZED**  
23 **BY THIS TITLE.**

24           **(F) THE SUBJECT OF A CRIMINAL HISTORY RECORDS CHECK UNDER THIS**  
25 **SECTION MAY CONTEST THE CONTENTS OF THE CRIMINAL HISTORY RECORD**  
26 **INFORMATION ISSUED BY THE CENTRAL REPOSITORY AS PROVIDED IN § 10-223 OF**  
27 **THE CRIMINAL PROCEDURE ARTICLE.**

28           **(G) IF CRIMINAL HISTORY RECORD INFORMATION IS REPORTED TO THE**  
29 **CENTRAL REPOSITORY AFTER THE DATE OF THE INITIAL CRIMINAL HISTORY**  
30 **RECORDS CHECK, THE CENTRAL REPOSITORY SHALL PROVIDE TO THE BOARD AND**  
31 **THE INDIVIDUAL REVISED CRIMINAL HISTORY RECORD INFORMATION FOR THE**  
32 **INDIVIDUAL.**

5 (1) THE AGE AT WHICH THE CRIME WAS COMMITTED;

6 (2) THE CIRCUMSTANCES SURROUNDING THE CRIME;

7 (3) THE LENGTH OF TIME THAT HAS PASSED SINCE THE CRIME;

8 (4) SUBSEQUENT WORK HISTORY;

10 (6) OTHER EVIDENCE THAT DEMONSTRATES WHETHER THE  
11 APPLICANT POSES A THREAT TO THE PUBLIC HEALTH OR SAFETY.

12 4-304.

13 (a) To apply for a license, an applicant shall:

14 (1) Submit an application to the Board on the form that the Board requires;  
15 [and]

16 (2) SUBMIT TO A CRIMINAL HISTORY RECORDS CHECK IN  
17 ACCORDANCE WITH § 4-302.2 OF THIS SUBTITLE; AND

18 (3) Pay to the Board an application fee set by the Board.

19 4-307.

20           (D) THE BOARD MAY NOT ISSUE A LICENSE IF THE CRIMINAL HISTORY  
21 RECORD INFORMATION REQUIRED UNDER § 4-302.2 OF THIS SUBTITLE HAS NOT  
22 BEEN RECEIVED.

23 4-310.

24 (D) THE BOARD MAY NOT ISSUE A LICENSE IF THE CRIMINAL HISTORY  
25 RECORD INFORMATION REQUIRED UNDER § 4-302.2 OF THIS SUBTITLE HAS NOT  
26 BEEN RECEIVED.

27 4-311.

1                   **(A)** The Board shall reinstate a general license to practice dentistry, a teacher's  
2 license to practice dentistry, a general license to practice dental hygiene, or a teacher's  
3 license to practice dental hygiene that is expired only if the licensee:

4                   (1) Meets the renewal and reinstatement requirements set by rule and  
5 regulation of the Board; and

6                   (2) Pays to the Board a reinstatement fee set by the Board.

7                   **(B) (1) BEGINNING OCTOBER 1, 2027, THE BOARD SHALL REQUIRE A**  
8 **CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH § 4-302.2 OF THIS**  
9 **SUBTITLE FOR:**

10                   **(I) LICENSE RENEWAL APPLICANTS AS DETERMINED BY**  
11 **REGULATIONS ADOPTED BY THE BOARD; AND**

12                   **(II) EACH FORMER LICENSEE WHO FILES FOR REINSTATEMENT**  
13 **AFTER FAILING TO RENEW A LICENSE.**

14                   **(2) THE BOARD MAY NOT RENEW OR REINSTATE A LICENSE IF THE**  
15 **CRIMINAL HISTORY RECORD INFORMATION REQUIRED UNDER § 4-302.2 OF THIS**  
16 **SUBTITLE HAS NOT BEEN RECEIVED.**

17 4-315.

18                   (a) Subject to the hearing provisions of § 4-318 of this subtitle, the Board may  
19 deny a general license to practice dentistry, a limited license to practice dentistry, or a  
20 teacher's license to practice dentistry to any applicant, reprimand any licensed dentist,  
21 place any licensed dentist on probation, or suspend or revoke the license of any licensed  
22 dentist, if the applicant or licensee:

23                   (37) Accepts or tenders rebates or splits fees in violation of § 4-103(c) of this  
24 title; [or]

25                   (38) Allows a dental assistant to assist in the practice of dentistry:

26                   (i) In an unauthorized manner in violation of this title or  
27 regulations adopted by the Board;

28                   (ii) Without specifically instructing the certified dental assistant to  
29 perform an intraoral procedure that the certified dental assistant is authorized to perform;  
30 or

31                   (iii) Failing to provide direct supervision of a dental assistant; OR

3 (c) Subject to the hearing provisions of § 4–318 of this subtitle, the Board may  
4 deny a general license to practice dental hygiene, a teacher's license to practice dental  
5 hygiene, or a temporary license to practice dental hygiene to any applicant, reprimand any  
6 licensed dental hygienist, place any licensed dental hygienist on probation, or suspend or  
7 revoke the license of any licensed dental hygienist, if the applicant or licensee:

8 (19) Fails to comply with any Board order; [or]

9 (20) Willfully and without legal justification, fails to cooperate with a lawful  
10 investigation conducted by the Board; **OR**

13 4-505.

14 (E) AN APPLICANT FOR A CERTIFICATE TO PRACTICE AS A DENTAL  
15 RADIATION TECHNOLOGIST SHALL SUBMIT TO A CRIMINAL HISTORY RECORDS  
16 CHECK IN ACCORDANCE WITH § 4-302.2 OF THIS SUBTITLE.

17        **(e) (F)** At least 1 month before a certificate expires, the Board shall send to  
18 each certificate holder, by electronic means or first-class mail to the last known electronic  
19 or physical address of the certificate holder, a renewal notice that states:

20 (1) The date on which the current certificate expires;

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

23 (3) The amount of the renewal fee.

24           [(f)] (G)     An individual may be simultaneously certified as a dental radiation  
25   technologist under this section and as an expanded function dental assistant.

26 (H) (1) BEGINNING OCTOBER 1, 2027, THE BOARD SHALL REQUIRE A  
27 CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH § 4-302.2 OF THIS  
28 SUBTITLE FOR:

6 5-302.

7 (d) The applicant for licensure as a dietitian-nutritionist shall:

(1) (i) 1. Have satisfactorily completed academic requirements for the field of dietetics as approved by the Board; and

18 (2) Have satisfactorily completed a program of supervised clinical  
19 experience approved by the Board; [and]

20 (3) (i) Submit to the Board proof of certification by the Board for  
21 Certification of Nutrition Specialists; or

22 (ii) Submit to the Board proof of registration as a dietitian with the  
23 Commission on Dietetic Registration of the Academy of Nutrition and Dietetics; AND

24 (4) BEGINNING JULY 1, 2027, SUBMIT TO A CRIMINAL HISTORY  
25 RECORDS CHECK IN ACCORDANCE WITH § 5-302.1 OF THIS SUBTITLE.

26 5-302.1.

27       (A) IN THIS SECTION, "CENTRAL REPOSITORY" MEANS THE CRIMINAL  
28 JUSTICE INFORMATION SYSTEM CENTRAL REPOSITORY OF THE DEPARTMENT OF  
29 PUBLIC SAFETY AND CORRECTIONAL SERVICES.

30 (B) AN APPLICANT SHALL APPLY TO THE CENTRAL REPOSITORY FOR A  
31 STATE AND NATIONAL CRIMINAL HISTORY RECORDS CHECK.

1                   **(C) AS PART OF THE APPLICATION FOR A CRIMINAL HISTORY RECORDS**  
2   **CHECK, AN APPLICANT SHALL COMPLETE AND SUBMIT TO THE CENTRAL**  
3   **REPOSITORY:**

4                   **(1) A COMPLETE SET OF LEGIBLE FINGERPRINTS TAKEN IN A FORMAT**  
5   **APPROVED BY THE DIRECTOR OF THE CENTRAL REPOSITORY AND THE DIRECTOR**  
6   **OF THE FEDERAL BUREAU OF INVESTIGATION;**

7                   **(2) THE FEE AUTHORIZED UNDER § 10-221(B)(7) OF THE CRIMINAL**  
8   **PROCEDURE ARTICLE FOR ACCESS TO MARYLAND CRIMINAL HISTORY RECORDS;**  
9   **AND**

10                  **(3) THE MANDATORY PROCESSING FEE REQUIRED BY THE FEDERAL**  
11   **BUREAU OF INVESTIGATION FOR A NATIONAL CRIMINAL HISTORY RECORDS CHECK.**

12                  **(D) IN ACCORDANCE WITH §§ 10-201 THROUGH 10-229 OF THE CRIMINAL**  
13   **PROCEDURE ARTICLE, THE CENTRAL REPOSITORY SHALL FORWARD TO THE**  
14   **BOARD AND THE INDIVIDUAL THE INDIVIDUAL'S CRIMINAL HISTORY RECORD**  
15   **INFORMATION.**

16                  **(E) INFORMATION OBTAINED FROM THE CENTRAL REPOSITORY UNDER**  
17   **THIS SECTION:**

18                  **(1) IS CONFIDENTIAL;**

19                  **(2) MAY NOT BE REDISSEMINATED; AND**

20                  **(3) MAY BE USED ONLY FOR THE LICENSING PURPOSE AUTHORIZED**  
21   **BY THIS TITLE.**

22                  **(F) THE SUBJECT OF A CRIMINAL HISTORY RECORDS CHECK UNDER THIS**  
23   **SECTION MAY CONTEST THE CONTENTS OF THE CRIMINAL HISTORY RECORD**  
24   **INFORMATION ISSUED BY THE CENTRAL REPOSITORY AS PROVIDED IN § 10-223 OF**  
25   **THE CRIMINAL PROCEDURE ARTICLE.**

26                  **(G) IF CRIMINAL HISTORY RECORD INFORMATION IS REPORTED TO THE**  
27   **CENTRAL REPOSITORY AFTER THE DATE OF THE INITIAL CRIMINAL HISTORY**  
28   **RECORDS CHECK, THE CENTRAL REPOSITORY SHALL PROVIDE TO THE BOARD AND**  
29   **THE INDIVIDUAL REVISED CRIMINAL HISTORY RECORD INFORMATION FOR THE**  
30   **INDIVIDUAL.**

31   5-303.

32                  **(a) An applicant for a license shall:**

- (1) Submit an application to the Board on the form that the Board requires;
- (2) Pay the application fee set by the Board; **[and]**
- (3) Provide proof of passing an examination approved by the Board; **AND**

(4) BEGINNING JULY 1, 2027, SUBMIT TO A CRIMINAL HISTORY HECK IN ACCORDANCE WITH § 5-302.1 OF THIS SUBTITLE.

6 5-308.

11 5-309.

(a) (1) The Board shall place a licensee on inactive status if the licensee:

(i) Submits to the Board an application for inactive status on the required by the Board; and

(ii) Pays to the Board the inactive status fee set by the Board.

18 (i) Satisfies the continuing education requirements established by  
19 the Board; [and]

20 (ii) Pays to the Board a reactivation fee set by the Board; AND

21 (III) SUBMITS TO A CRIMINAL HISTORY RECORDS CHECK IN  
22 ACCORDANCE WITH § 5-302.1 OF THIS SUBTITLE.

(5) SUBMITS TO A CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH § 5-302.1 OF THIS SUBTITLE.

5 5-311.

6       Subject to the hearing provisions of § 5–312 of this subtitle, the Board, on the  
7 affirmative vote of a majority of its members then serving, may deny a license to any  
8 applicant, reprimand any licensee, or suspend or revoke a license if the applicant or  
9 licensee:

10 (1) Fraudulently or deceptively obtains or attempts to obtain a license for  
11 the applicant or licensee or for another;

12 (2) Fraudulently or deceptively uses a license;

13 (3) Violates any provision of this title or any regulations adopted under this  
14 title;

15 (4) Refuses, withholds from, denies, or discriminates against an individual  
16 with regard to the provision of professional service for which the licensee is licensed and  
17 qualified to render because the individual is HIV positive;

18 (5) Commits fraud or deceit in the practice of dietetics;

19 (6) Is convicted of or pleads nolo contendere to a felony or to a crime  
20 involving moral turpitude, whether or not any appeal or other proceeding is pending to  
21 have the conviction or plea set aside;

22 (7) Obtains or attempts to obtain a fee through fraud or misrepresentation;

23 (8) Employs any [person] INDIVIDUAL to practice dietetics whose license  
24 or certificate to practice a health occupation under this article has been suspended;

25 (9) Uses or promotes or causes the use of any misleading, deceiving, or  
26 untruthful advertising matter, or promotional literature, testimonial, guarantee, warranty,  
27 label, brand, insignia, or other representation:

(10) Commits any act of unprofessional conduct, as defined by the rules and regulations of the Board, or violates the code of ethics adopted by the Board;

30 (11) Provides professional services while:

31 (i) Under the influence of alcohol; or

4 (12) Is disciplined by a licensing or disciplinary authority of any other state  
5 or country or convicted or disciplined by a court of any other state or country for an act that  
6 would be grounds for disciplinary action under this section;

7 (13) Practices dietetics with an unauthorized [person] INDIVIDUAL or  
8 supervises or aids an unauthorized [person] INDIVIDUAL in the practice of dietetics;

12 (15) Submits a false statement to collect a fee;

13 (16) Is professionally, physically, or mentally incompetent;

14 (17) Promotes the sale of devices, appliances, or goods to a patient so as to  
15 exploit the patient for financial gain; [or]

16 (18) Fails to cooperate with a lawful investigation conducted by the Board;

17 OR

20 7-301 1

21 (c) (1) In this subsection, "Central Repository" means the Criminal Justice  
22 Information System Central Repository of the Department of Public Safety and  
23 Correctional Services.

24 (2) As part of an application to the Central Repository for a State and  
25 national criminal history records check, an applicant shall submit to the Central  
26 Repository:

27 (i) A complete set of legible fingerprints taken [on forms] IN A  
28 FORMAT approved by the Director of the Central Repository and the Director of the Federal  
29 Bureau of Investigation:

30 (ii) The fee authorized under § 10-221(b)(7) of the Criminal  
31 Procedure Article for access to [State] MARYLAND criminal history records; and

(iii) The **MANDATORY** processing fee required by the Federal Bureau of Investigation for a national criminal history records check.

6 (4) INFORMATION OBTAINED FROM THE CENTRAL REPOSITORY  
7 UNDER THIS SUBSECTION:

8 (I) IS CONFIDENTIAL;

9 (II) MAY NOT BE REDISSEMINATED; AND

10 (III) MAY BE USED ONLY FOR THE LICENSING PURPOSE  
11 AUTHORIZED BY THIS TITLE.

12                   [(4)] (5)    If an applicant has made three or more unsuccessful attempts at  
13 securing legible fingerprints, the Board may accept an alternate method of a criminal  
14 history records check as allowed by the Director of the Central Repository and the Director  
15 of the Federal Bureau of Investigation.

16                   **[(5)] (6)**     The subject of a criminal history records check under this section  
17 may contest the contents of the printed statement issued by the Central Repository as  
18 provided in § 10–223 of the Criminal Procedure Article.

24 8-302.2.

25 THE BOARD SHALL REQUIRE A CRIMINAL HISTORY RECORDS CHECK IN  
26 ACCORDANCE WITH § 8-303 OF THIS SUBTITLE FOR:

27 (1) APPLICANTS FOR CERTIFICATION AS A FORENSIC NURSE  
28 EXAMINER:

4 (4) APPLICANTS FOR REINSTATEMENT AS A CERTIFIED FORENSIC  
5 NURSE EXAMINER OR WORKERS' COMPENSATION CASE MANAGER, IF THE  
6 APPLICANT FILES FOR REINSTATEMENT AFTER FAILING TO RENEW THE  
7 CERTIFICATION FOR A PERIOD OF 1 YEAR OR MORE.

8 8-303.

(a) In this section, "Central Repository" means the Criminal Justice Information System Central Repository of the Department of Public Safety and Correctional Services.

11 (b) As part of an application to the Central Repository for a State and national  
12 criminal history records check, an applicant shall submit to the Central Repository:

13 (1) [Two complete sets] **A COMPLETE SET** of legible fingerprints taken [on  
14 forms] **IN A FORMAT** approved by the Director of the Central Repository and the Director  
15 of the Federal Bureau of Investigation;

16 (2) The fee authorized under § 10-221(b)(7) of the Criminal Procedure  
17 Article for access to [State] **MARYLAND** criminal history records; and

(3) The **MANDATORY** processing fee required by the Federal Bureau of Investigation for a national criminal history records check.

20 (c) In accordance with §§ 10-201 through [10-228] **10-229** of the Criminal  
21 Procedure Article, the Central Repository shall forward to the Board and to the applicant  
22 the criminal history record information of the applicant.

23 (d) (1) If criminal history record information is reported to the Central  
24 Repository after the date of the initial criminal history records check, the Central  
25 Repository shall provide to the Board a revised printed statement of the individual's State  
26 criminal history record.

27 (2) The Board shall notify each applicant that:

28 (i) The applicant's fingerprints will be retained by the Central  
29 Repository; and

30 (ii) All new and additional criminal information will be reported to  
31 the Board.

32 (3) The Board may enter into an agreement with the Central Repository  
33 and the Federal Bureau of Investigation to carry out this subsection.

1       (e) If an applicant has made two or more unsuccessful attempts at securing  
2 legible fingerprints, the Board may accept an alternate method of criminal history records  
3 check as permitted by the Director of the Central Repository and the Director of the Federal  
4 Bureau of Investigation.

5 (f) Information obtained from the Central Repository under this section [shall  
6 be]:

7 (1) [Confidential and may] IS CONFIDENTIAL;

8 (2) MAY not be redisseminated; and

9 [ (2) ] (3) [Used] MAY BE USED only for the licensing purpose authorized  
10 by this title.

11       (g) The subject of a criminal history records check under this section may contest  
12 the contents of the printed statement issued by the Central Repository as provided in §  
13 10-223 of the Criminal Procedure Article.

14 8-6A-05.

15 (c) (1) An applicant for a certificate shall:

16 (i) Submit [an application to the Board on the form that the Board  
17 requires] TO A CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH § 8-303  
18 OF THIS TITLE;

19 (II) SUBMIT TO THE BOARD:

24 [ii] (iii) Provide evidence, as required by the Board, of successful  
25 completion of:

1. An approved nursing assistant training program or  
2. approved acute care nursing assistant training program;

28 2. An approved dialysis technician training program;

4. A portion of an approved nursing education program that  
the Board determines meets the requirements of an approved nursing assistant training  
program or medication administration course;

5 [iv] (v) Be of good moral character;

[2] (2) Subject to paragraph (1) of this subsection, an applicant for certification as a certified nursing assistant or dialysis technician shall submit to the Board:

16 (ii) On the form required by the Board, written, verified evidence  
17 that the requirement of item (i) of this paragraph is being met or has been met.]

18                   **[(3)] (2)**    (i)    An applicant for certification as a certified nursing  
19 assistant shall submit to the Board satisfactory evidence of passing a nursing assistant  
20 competency evaluation.

21 (ii) An applicant who has completed an approved acute care nursing  
22 assistant training program shall be deemed to have fulfilled the classroom and clinical  
23 standards to sit for the nursing assistant competency evaluation.

24 [4] (3) An applicant for a certificate may not:

25 (i) Have committed any act or omission that would be grounds for  
26 discipline or denial of certification under this subtitle; and

1                   [(5)] (4) Beginning October 1, 2025, a certified nursing assistant-II may  
2 be certified as a certified nursing assistant-I by:

3 (i) Submitting an application to the Board on the form that the  
4 Board requires; and

5 (ii) Providing satisfactory evidence of:

8 2. Passing a nursing assistant competency evaluation.

9 8-6A-08.

10 (b) (1) At least 3 months before a certificate expires, the Board shall send a  
11 renewal notice to the certificate holder by:

12 (i) First-class mail to the last known mailing address of the  
13 certificate holder; or

14 (ii) Electronic means to the last known electronic address of the  
15 certificate holder.

16 (2) A renewal notice shall state:

17 (i) The date on which the current certificate expires;

18 (ii) The date by which the renewal application must be received by  
19 the Board for the renewal to be issued and mailed before the certificate expires; and

20 (iii) The amount of the renewal fee.

(l) (1) (i) The Board shall require criminal history records checks in accordance with § 8–303 of this title on:

2. Each former certified nursing assistant, **MEDICATION  
TECHNICIAN**, or dialysis technician who files for reinstatement under subsection (h) of this  
section after failing to renew the certificate for a period of 1 year or more.

4 (ii) An additional criminal history records check shall be performed  
5 every 12 years thereafter.

6 11-308.

7           (D) (1) BEGINNING AUGUST 1, 2026, THE BOARD SHALL REQUIRE A  
8 CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH § 11-302.1 OF THIS  
9 SUBTITLE FOR:

10 (I) LICENSE RENEWAL APPLICANTS AS DETERMINED BY  
11 REGULATIONS ADOPTED BY THE BOARD; AND

12 (II) EACH FORMER LICENSEE WHO FILES FOR REINSTATEMENT  
13 AFTER FAILING TO RENEW A LICENSE.

17        **(d) (E)**    The Board shall renew the license of and issue a renewal certificate to  
18 each licensee who meets the requirements of this section.

19       **(e) (F)**     If an optometrist does not renew a license before its expiration date, the  
20      Board shall send to the optometrist a notice stating that the license will expire 30 days  
21      after the notice is sent unless the optometrist applies for renewal within the grace period.

22 11-310.

23 (a) (1) The Board shall place a licensee on inactive status, if the licensee  
24 submits to the Board:

25 (i) An application for inactive status on the form required by the  
26 Board; and

27 (ii) The inactive status fee set by the Board.

28 (2) The Board shall issue a license to an individual who is on inactive status  
29 if the individual:

30 (i) Meets any continuing education requirements set by the Board;  
31 [and]

(ii) Pays to the Board the reinstatement fee set by the Board; AND

(III) SUBMITS TO A CRIMINAL HISTORY RECORDS CHECK IN  
TH § 11-302.1 OF THIS SUBTITLE.

4 (b) The Board may reinstate the license of an optometrist whose license has been  
5 expired for less than 5 years and who has not been put on inactive status, if the optometrist:

(1) Has met the continuing education requirements set by the Board;

(2) Meets the renewal requirements of § 11–308 of this subtitle; [and]

(3) Pays to the Board the reinstatement fee set by the Board; AND

(4) SUBMITS TO A CRIMINAL HISTORY RECORDS CHECK IN  
CE WITH § 11-302.1 OF THIS SUBTITLE.

11 (c) The Board may not reinstate the license of an optometrist whose license has  
12 been expired for 5 years or more and who has not been put on inactive status, unless the  
13 optometrist:

14 (1) Passes [an] ALL PARTS OF ANY examination [administered]  
15 **REQUIRED** by the Board; [and]

(2) SUBMITS TO A CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH § 11-302.1 OF THIS SUBTITLE; AND

18 [2] (3) Otherwise meets the requirements of subsection (b) of this  
19 section.

20 (D) THE BOARD MAY REACTIVATE A LICENSEE ON INACTIVE STATUS ONLY  
21 IF THE LICENSEE ATTESTS THAT THE LICENSEE HAS SUBMITTED TO A CRIMINAL  
22 HISTORY RECORDS CHECK UNDER § 11-302.1 OF THIS SUBTITLE.

23 12-302.

24 (D) THE APPLICANT SHALL SUBMIT TO A CRIMINAL HISTORY RECORDS  
25 CHECK IN ACCORDANCE WITH § 12-302.1 OF THIS SUBTITLE.

26 [ (d) ] (E) The applicant shall:

(1) Be a graduate of a school or college of pharmacy that is approved by the Board or accredited by the American Council on Pharmaceutical Education; and

3        [(e)] (F)     Except as otherwise provided in this title, the applicant shall pass an  
4 examination given by the Board under this subtitle.

5 [f] (G) (1) In this subsection, "foreign school or college of pharmacy" means  
6 a school or college of pharmacy that is not located in any state in the United States.

11        [g] (H) (1) Except as otherwise provided in this subsection, the Board shall  
12 require, as part of its examination or licensing procedures, an applicant for a license to  
13 practice pharmacy to demonstrate an oral competency in the English language by passing  
14 a Board approved standardized test of oral competency.

(5) Graduation from a recognized English-speaking professional school accredited by the Accreditation Council for Pharmacy Education is acceptable as proof of proficiency in the oral communication of the English language under this subsection.

30 12-302.1.

34 (B) AN APPLICANT SHALL APPLY TO THE CENTRAL REPOSITORY FOR A  
35 STATE AND NATIONAL CRIMINAL HISTORY RECORDS CHECK

1           (C) AS PART OF THE APPLICATION FOR A CRIMINAL HISTORY RECORDS  
2 CHECK, AN APPLICANT SHALL COMPLETE AND SUBMIT TO THE CENTRAL  
3 REPOSITORY:

4           (1) A COMPLETE SET OF LEGIBLE FINGERPRINTS TAKEN IN A FORMAT  
5 APPROVED BY THE DIRECTOR OF THE CENTRAL REPOSITORY AND THE DIRECTOR  
6 OF THE FEDERAL BUREAU OF INVESTIGATION;

7           (2) THE FEE AUTHORIZED UNDER § 10-221(B)(7) OF THE CRIMINAL  
8 PROCEDURE ARTICLE FOR ACCESS TO MARYLAND CRIMINAL HISTORY RECORDS;  
9 AND

10           (3) THE MANDATORY PROCESSING FEE REQUIRED BY THE FEDERAL  
11 BUREAU OF INVESTIGATION FOR A NATIONAL CRIMINAL HISTORY RECORDS CHECK.

12           (D) IN ACCORDANCE WITH §§ 10-201 THROUGH 10-229 OF THE CRIMINAL  
13 PROCEDURE ARTICLE, THE CENTRAL REPOSITORY SHALL FORWARD TO THE  
14 BOARD AND THE INDIVIDUAL THE INDIVIDUAL'S CRIMINAL HISTORY RECORD  
15 INFORMATION.

16           (E) INFORMATION OBTAINED FROM THE CENTRAL REPOSITORY UNDER  
17 THIS SECTION:

18           (1) IS CONFIDENTIAL;

19           (2) MAY NOT BE REDISSEMINATED; AND

20           (3) MAY BE USED ONLY FOR THE LICENSING PURPOSE AUTHORIZED  
21 BY THIS TITLE.

22           (F) THE SUBJECT OF A CRIMINAL HISTORY RECORDS CHECK UNDER THIS  
23 SECTION MAY CONTEST THE CONTENTS OF THE CRIMINAL HISTORY RECORD  
24 INFORMATION ISSUED BY THE CENTRAL REPOSITORY AS PROVIDED IN § 10-223 OF  
25 THE CRIMINAL PROCEDURE ARTICLE.

26           (G) IF CRIMINAL HISTORY RECORD INFORMATION IS REPORTED TO THE  
27 CENTRAL REPOSITORY AFTER THE DATE OF THE INITIAL CRIMINAL HISTORY  
28 RECORDS CHECK, THE CENTRAL REPOSITORY SHALL PROVIDE TO THE BOARD AND  
29 THE INDIVIDUAL REVISED CRIMINAL HISTORY RECORD INFORMATION FOR THE  
30 INDIVIDUAL.

(a) To apply for a license, an applicant shall:

(1) Submit an application to the Board on the form that the Board requires;

3 [and]

(2) Pay the application fees set by the Board; AND

(3) SUBMIT TO A CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH § 12-302.1 OF THIS SUBTITLE.

7 12-306.

8           (A) The Board shall issue a license to any applicant who meets the requirements  
9 of this title.

10 (B) (1) ON RECEIPT OF THE CRIMINAL HISTORY RECORD INFORMATION  
11 OF AN APPLICANT FOR LICENSURE FORWARDED TO THE BOARD IN ACCORDANCE  
12 WITH § 12-302.1 OF THIS SUBTITLE, IN DETERMINING WHETHER TO GRANT A  
13 LICENSE, THE BOARD SHALL CONSIDER:

(I) THE AGE AT WHICH THE CRIME WAS COMMITTED:

(II) THE CIRCUMSTANCES SURROUNDING THE CRIME:

(III) THE LENGTH OF TIME THAT HAS PASSED SINCE THE CRIME:

#### (IV) SUBSEQUENT WORK HISTORY:

(v) EMPLOYMENT AND CHARACTER REFERENCES: AND

## (vi) OTHER EVIDENCE THAT DEMONSTRATE

20 APPLICANT POSES A THREAT TO THE PUBLIC HEALTH OR SAFETY.

21 (2) THE BOARD MAY NOT ISSUE A LICENSE IF THE CRIMINAL HISTORY

24 12-308.

25 (D) BEGINNING JULY 1, 2027, THE BOARD SHALL REQUIRE ALL LICENSEES  
26 WHO WERE INITIALLY LICENSED WITHOUT A CRIMINAL HISTORY RECORDS CHECK  
27 TO SUBMIT TO A CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH §  
28 12-302.1 OF THIS SUBTITLE ON RENEWAL AS SET FORTH IN REGULATIONS ADOPTED  
29 BY THE BOARD.

1       **[(d)] (E)**    The Board shall renew the license of and issue a renewal certificate to  
2 each licensee who meets the requirements of this section.

3       12-310.

4       (b)    The Board shall reinstate the license of a pharmacist whose license has been  
5 expired for 2 years or more if the pharmacist:

6           (1)    Meets the reinstatement requirements established by the Board in its  
7 rules or regulations; [and]

8           (2)    Satisfies the requirements of subsection (a) of this section; AND

9           **(3) SUBMITS TO A CRIMINAL HISTORY RECORDS CHECK IN**  
10 **ACCORDANCE WITH § 12-302.1 OF THIS SUBTITLE.**

11      **12-6B-02.1.**

12      **(A) IN THIS SECTION, “CENTRAL REPOSITORY” MEANS THE CRIMINAL**  
13 **JUSTICE INFORMATION SYSTEM CENTRAL REPOSITORY OF THE DEPARTMENT OF**  
14 **PUBLIC SAFETY AND CORRECTIONAL SERVICES.**

15      **(B) AN APPLICANT SHALL APPLY TO THE CENTRAL REPOSITORY FOR A**  
16 **STATE AND NATIONAL CRIMINAL HISTORY RECORDS CHECK.**

17      **(C) AS PART OF THE APPLICATION FOR A CRIMINAL HISTORY RECORDS**  
18 **CHECK, AN APPLICANT SHALL COMPLETE AND SUBMIT TO THE CENTRAL**  
19 **REPOSITORY:**

20           **(1) A COMPLETE SET OF LEGIBLE FINGERPRINTS TAKEN IN A FORMAT**  
21 **APPROVED BY THE DIRECTOR OF THE CENTRAL REPOSITORY AND THE DIRECTOR**  
22 **OF THE FEDERAL BUREAU OF INVESTIGATION;**

23           **(2) THE FEE AUTHORIZED UNDER § 10-221(B)(7) OF THE CRIMINAL**  
24 **PROCEDURE ARTICLE FOR ACCESS TO MARYLAND CRIMINAL HISTORY RECORDS;**  
25 **AND**

26           **(3) THE MANDATORY PROCESSING FEE REQUIRED BY THE FEDERAL**  
27 **BUREAU OF INVESTIGATION FOR A NATIONAL CRIMINAL HISTORY RECORDS CHECK.**

28           **(D) IN ACCORDANCE WITH §§ 10-201 THROUGH 10-229 OF THE CRIMINAL**  
29 **PROCEDURE ARTICLE, THE CENTRAL REPOSITORY SHALL FORWARD TO THE**

1 BOARD AND THE INDIVIDUAL THE INDIVIDUAL'S CRIMINAL HISTORY RECORD  
2 INFORMATION.

3 (E) INFORMATION OBTAINED FROM THE CENTRAL REPOSITORY UNDER  
4 THIS SECTION:

5 (1) IS CONFIDENTIAL;

6 (2) MAY NOT BE REDISSEMINATED; AND

9 (F) THE SUBJECT OF A CRIMINAL HISTORY RECORDS CHECK UNDER THIS  
10 SECTION MAY CONTEST THE CONTENTS OF THE CRIMINAL HISTORY RECORD  
11 INFORMATION ISSUED BY THE CENTRAL REPOSITORY AS PROVIDED IN § 10-223 OF  
12 THE CRIMINAL PROCEDURE ARTICLE.

13 (G) IF CRIMINAL HISTORY RECORD INFORMATION IS REPORTED TO THE  
14 CENTRAL REPOSITORY AFTER THE DATE OF THE INITIAL CRIMINAL HISTORY  
15 RECORDS CHECK, THE CENTRAL REPOSITORY SHALL PROVIDE TO THE BOARD AND  
16 THE INDIVIDUAL REVISED CRIMINAL HISTORY RECORD INFORMATION FOR THE  
17 INDIVIDUAL.

18 12-6C-05.1.

22 (2) This subsection applies to applicants located in the State.

23 (3) As part of an application to the Central Repository for a State and  
24 national criminal history records check, the designated representative and the immediate  
25 supervisor of the designated representative of an applicant shall submit to the Central  
26 Repository:

27 (i) [Two complete sets] A COMPLETE SET of legible fingerprints  
28 taken [on forms] IN A FORMAT approved by the [director] DIRECTOR of the Central  
29 Repository and the Director of the Federal Bureau of Investigation;

30 (ii) The fee authorized under § 10-221(b)(7) of the Criminal  
31 Procedure Article for access to [State] **MARYLAND** criminal history records; and

(iii) The **MANDATORY** processing fee required by the Federal Bureau of Investigation for a national criminal history records check.

(4) In accordance with §§ 10-201 through [10-228] **10-229** of the Criminal Procedure Article, the Central Repository shall forward the criminal history records information of the designated representative and the immediate supervisor of the designated representative of an applicant to the Board and the applicant.

(5) [The Board shall ensure that information] **INFORMATION** obtained from the Central Repository under this subsection:

9 (i) Is [kept] confidential;

10 (ii) [Is] **MAY** not **BE** redisseminated; and

11 (iii) [Is] **MAY BE** used only for the permitting purpose authorized by  
12 this subtitle.

22 12-6C-06.

34 (4) A renewal notice sent under this subsection shall state:

1 (i) The date on which the current wholesale distributor permit  
2 expires;

6 (iii) The amount of the renewal fee.

10 (i) Otherwise is entitled to a wholesale distributor permit;

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

12 (iii) Submits to the Board a renewal application on the form that the  
13 Board requires.

(6) (i) The renewal application form shall set forth the information that the wholesale distributor provided under § 12-6C-05 of this subtitle.

27                   **[(8)] (9)**   The Board may deny, suspend, or revoke the permit of a  
28 wholesale distributor if the Board determines that the wholesale distributor no longer  
29 qualifies for a permit.

30 12-6D-03

31 (b) An applicant shall submit a request for a State AND NATIONAL criminal  
32 history records check in accordance with § 12-6D-04 of this subtitle.

3 12-6D-04.

4 (a) In this section, "Central Repository" means the Criminal Justice Information  
5 System Central Repository of the Department of Public Safety and Correctional Services.

6 (b) As part of an application to the Central Repository for a State **AND NATIONAL**  
7 criminal history records check, the applicant shall submit to the Central Repository:

11 (2) The fee authorized under § 10-221(b)(7) of the Criminal Procedure  
12 Article for access to [State] **MARYLAND** criminal history records; AND

15 (c) In accordance with §§ 10-201 through [10-228] **10-229** of the Criminal  
16 Procedure Article, the Central Repository shall forward [the criminal history records  
17 information of the applicant] to the Board and the [applicant] **INDIVIDUAL THE**  
18 **INDIVIDUAL'S CRIMINAL HISTORY RECORD INFORMATION.**

19 (d) [The Board shall ensure that information] **INFORMATION** obtained from the  
20 Central Repository under this [subsection] **SECTION**:

21 (1) Is [kept] confidential;

22 (2) [Is] MAY not BE redisseminated; and

23 (3) [Is] MAY BE used only for the registration purpose authorized by this  
24 subtitle.

25 (e) The subject of a criminal history records check under this subsection may  
26 contest the contents of the printed statement issued by the Central Repository as provided  
27 in § 10–223 of the Criminal Procedure Article.

28 (F) IF CRIMINAL HISTORY RECORD INFORMATION IS REPORTED TO THE  
29 CENTRAL REPOSITORY AFTER THE DATE OF THE INITIAL CRIMINAL HISTORY  
30 RECORDS CHECK, THE CENTRAL REPOSITORY SHALL PROVIDE TO THE BOARD AND

1 THE INDIVIDUAL REVISED CRIMINAL HISTORY RECORD INFORMATION FOR THE  
2 INDIVIDUAL.

3 13-302.1.

4 (a) In this section, "Central Repository" means the Criminal Justice Information  
5 System Central Repository of the Department of Public Safety and Correctional Services.

6 (b) As part of an application to the Central Repository for a State and national  
7 criminal history records check, an applicant shall submit to the Central Repository:

8 (1) [Two] A complete [sets] SET of legible fingerprints taken [on forms] IN  
9 A FORMAT approved by the Director of the Central Repository and the Director of the  
10 Federal Bureau of Investigation;

11 (2) The fee authorized under § 10-221(b)(7) of the Criminal Procedure  
12 Article for access to [State] MARYLAND criminal history records; and

13 (3) The MANDATORY processing fee required by the Federal Bureau of  
14 Investigation for a national criminal history records check.

15 (c) In accordance with §§ 10-201 through [10-228] 10-229 of the Criminal  
16 Procedure Article, the Central Repository shall forward to the Board and to the applicant  
17 the criminal history record information of the applicant.

18 (d) If an applicant has made three or more unsuccessful attempts at securing  
19 legible fingerprints, the Board may accept an alternate method of a criminal history records  
20 check as permitted by the Director of the Central Repository and the Director of the Federal  
21 Bureau of Investigation.

22 (e) Information obtained from the Central Repository under this section:

23 (1) Is confidential [and may];

24 (2) MAY not be redisseminated; and

25 [(2)] (3) May be used only for the licensing purpose authorized by this  
26 title.

27 (f) The subject of a criminal history records check under this section may contest  
28 the contents of the printed statement issued by the Central Repository as provided in §  
29 10-223 of the Criminal Procedure Article.

30 (G) IF CRIMINAL HISTORY RECORD INFORMATION IS REPORTED TO THE  
31 CENTRAL REPOSITORY AFTER THE DATE OF THE INITIAL CRIMINAL HISTORY  
32 RECORDS CHECK, THE CENTRAL REPOSITORY SHALL PROVIDE TO THE BOARD AND

1 THE INDIVIDUAL REVISED CRIMINAL HISTORY RECORD INFORMATION FOR THE  
2 INDIVIDUAL.

3 13–311.

4 (E) BEGINNING JULY 1, 2027, THE BOARD SHALL REQUIRE ALL LICENSEES  
5 WHO WERE INITIALLY LICENSED WITHOUT A CRIMINAL HISTORY RECORDS CHECK  
6 TO SUBMIT TO A CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH §  
7 13–302.1 OF THIS SUBTITLE ON RENEWAL AS SET FORTH IN REGULATIONS ADOPTED  
8 BY THE BOARD.

9 [(e)] (F) The Board shall renew the license of each licensee who meets the  
10 requirements of this section.

11 16–302.1.

12 (a) In this section, “Central Repository” means the Criminal Justice Information  
13 System Central Repository of the Department of Public Safety and Correctional Services.

14 (b) As part of an application to the Central Repository for a State and national  
15 criminal history records check, an applicant shall submit to the Central Repository:

16 (1) [One] A complete set of legible fingerprints taken in a [manner]  
17 FORMAT approved by the Director of the Central Repository and the Director of the Federal  
18 Bureau of Investigation;

19 (2) The fee authorized under § 10–221(b)(7) of the Criminal Procedure  
20 Article for access to [State] MARYLAND criminal history records; and

21 (3) The MANDATORY processing fee required by the Federal Bureau of  
22 Investigation for a national criminal history records check.

23 (c) In accordance with §§ 10–201 through 10–229 of the Criminal Procedure  
24 Article, the Central Repository shall forward to the Board and the applicant the criminal  
25 history record information of the applicant.

26 (d) Information obtained from the Central Repository under this section:

27 (1) Is confidential;

28 (2) May not be redisseminated; and

29 (3) [Shall] MAY be used only for the licensing purpose authorized by this  
30 title.

4 (F) IF CRIMINAL HISTORY RECORD INFORMATION IS REPORTED TO THE  
5 CENTRAL REPOSITORY AFTER THE DATE OF THE INITIAL CRIMINAL HISTORY  
6 RECORDS CHECK, THE CENTRAL REPOSITORY SHALL PROVIDE TO THE BOARD AND  
7 THE INDIVIDUAL REVISED CRIMINAL HISTORY RECORD INFORMATION FOR THE  
8 INDIVIDUAL.

9 18-302.1.

10 (a) In this section, "Central Repository" means the Criminal Justice Information  
11 System Central Repository of the Department of Public Safety and Correctional Services.

12 (b) As part of an application to the Central Repository for a State and national  
13 criminal history records check, an applicant shall submit to the Central Repository:

14 (1) [Two] A complete [sets] SET of legible fingerprints taken [on forms] IN  
15 A FORMAT approved by the Director of the Central Repository and the Director of the  
16 Federal Bureau of Investigation;

17 (2) The fee authorized under § 10-221(b)(7) of the Criminal Procedure  
18 Article for access to [State] **MARYLAND** criminal history records; and

19 (3) The **MANDATORY** processing fee required by the Federal Bureau of  
20 Investigation for a national criminal history records check.

21 (c) In accordance with §§ 10-201 through [10-228] **10-229** of the Criminal  
22 Procedure Article, the Central Repository shall forward to the Board and the applicant the  
23 criminal history record information of the applicant.

24 (d) If an applicant has made three or more unsuccessful attempts at securing  
25 legible fingerprints, the Board may accept an alternate method of a criminal history records  
26 check as allowed by the Director of the Central Repository and the Director of the Federal  
27 Bureau of Investigation.

28 (e) Information obtained from the Central Repository under this section;

29 (1) [Shall be] IS confidential;

30 (2) May not be redisseminated; and

31 (3) [Shall] **MAY** be used only for the licensing purpose authorized by this  
32 title.

(f) The subject of a criminal history records check under this section may contest the contents of the printed statement issued by the Central Repository as provided in § 10-223 of the Criminal Procedure Article.

4 (G) IF CRIMINAL HISTORY RECORD INFORMATION IS REPORTED TO THE  
5 CENTRAL REPOSITORY AFTER THE DATE OF THE INITIAL CRIMINAL HISTORY  
6 RECORDS CHECK, THE CENTRAL REPOSITORY SHALL PROVIDE TO THE BOARD AND  
7 THE INDIVIDUAL REVISED CRIMINAL HISTORY RECORD INFORMATION FOR THE  
8 INDIVIDUAL.

9 18-309.

10        [(h) (1) (i) Beginning March 2019, the Board shall begin a process requiring  
11 criminal history records checks in accordance with § 18–302.1 of this subtitle on:

17 (ii) An additional criminal history records check shall be performed:

22 (2) On receipt of the criminal history record information of a licensee  
23 forwarded to the Board in accordance with § 18–302.1 of this subtitle, in determining  
24 whether to renew a license or registration, the Board shall consider:

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

26 (ii) The circumstances surrounding the crime;

27 (iii) The length of time that has passed since the crime;

## 28 (iv) Subsequent work history;

29 (v) Employment and character references; and

30 (vi) Other evidence that demonstrates whether the licensee poses a  
31 threat to the public health or safety.

(3) The Board may not renew a license or registration if the criminal history record information required under § 18–302.1 of this subtitle has not been received.]

3 20-303.

4 (b) (1) As part of the application for a criminal history records check, the  
5 applicant shall submit to the Central Repository:

16 (3) Information obtained from the Central Repository under this  
17 subsection:

18 (i) Is confidential [and may];

19 (II) MAY not be redisseminated; and

(4) The subject of a criminal history records check under this subsection may contest the contents of the printed statement issued by the Central Repository as provided in § 10–223 of the Criminal Procedure Article.

30 21-302.

1           To obtain a license, an applicant shall demonstrate to the satisfaction of the Board  
2   that the applicant:

3           (1)    Is at least 18 years old;

4           (2)    Is of good moral character;

5           (3)    Has satisfied the education and experience requirements to qualify for  
6   examination under § 21–304 of this subtitle; [and]

7           (4)    Except as otherwise provided in this title, has successfully passed an  
8   examination as required by the Board; AND

9           **(5) BEGINNING JULY 1, 2027, HAS SUBMITTED TO A CRIMINAL**  
10   **HISTORY RECORDS CHECK IN ACCORDANCE WITH § 21–302.1 OF THIS SUBTITLE.**

11   **21–302.1.**

12           **(A) IN THIS SECTION, “CENTRAL REPOSITORY” MEANS THE CRIMINAL**  
13   **JUSTICE INFORMATION SYSTEM CENTRAL REPOSITORY OF THE DEPARTMENT OF**  
14   **PUBLIC SAFETY AND CORRECTIONAL SERVICES.**

15           **(B) AN APPLICANT SHALL APPLY TO THE CENTRAL REPOSITORY FOR A**  
16   **STATE AND NATIONAL CRIMINAL HISTORY RECORDS CHECK.**

17           **(C) AS PART OF THE APPLICATION FOR A CRIMINAL HISTORY RECORDS**  
18   **CHECK, AN APPLICANT SHALL COMPLETE AND SUBMIT TO THE CENTRAL**  
19   **REPOSITORY:**

20           **(1) A COMPLETE SET OF LEGIBLE FINGERPRINTS TAKEN IN A FORMAT**  
21   **APPROVED BY THE DIRECTOR OF THE CENTRAL REPOSITORY AND THE DIRECTOR**  
22   **OF THE FEDERAL BUREAU OF INVESTIGATION;**

23           **(2) THE FEE AUTHORIZED UNDER § 10–221(B)(7) OF THE CRIMINAL**  
24   **PROCEDURE ARTICLE FOR ACCESS TO MARYLAND CRIMINAL HISTORY RECORDS;**  
25   **AND**

26           **(3) THE MANDATORY PROCESSING FEE REQUIRED BY THE FEDERAL**  
27   **BUREAU OF INVESTIGATION FOR A NATIONAL CRIMINAL HISTORY RECORDS CHECK.**

28           **(D) IN ACCORDANCE WITH §§ 10–201 THROUGH 10–229 OF THE CRIMINAL**  
29   **PROCEDURE ARTICLE, THE CENTRAL REPOSITORY SHALL FORWARD TO THE**  
30   **BOARD AND THE INDIVIDUAL THE INDIVIDUAL’S CRIMINAL HISTORY RECORD**  
31   **INFORMATION.**

1                   **(E) INFORMATION OBTAINED FROM THE CENTRAL REPOSITORY UNDER**  
2 **THIS SECTION:**

3                   **(1) IS CONFIDENTIAL;**  
4                   **(2) MAY NOT BE REDISSEMINATED; AND**  
5                   **(3) MAY BE USED ONLY FOR THE LICENSING PURPOSE AUTHORIZED**  
6 **BY THIS TITLE.**

7                   **(F) THE SUBJECT OF A CRIMINAL HISTORY RECORDS CHECK UNDER THIS**  
8 **SECTION MAY CONTEST THE CONTENTS OF THE CRIMINAL HISTORY RECORD**  
9 **INFORMATION ISSUED BY THE CENTRAL REPOSITORY AS PROVIDED IN § 10-223 OF**  
10 **THE CRIMINAL PROCEDURE ARTICLE.**

11                  **(G) IF CRIMINAL HISTORY RECORD INFORMATION IS REPORTED TO THE**  
12 **CENTRAL REPOSITORY AFTER THE DATE OF THE INITIAL CRIMINAL HISTORY**  
13 **RECORDS CHECK, THE CENTRAL REPOSITORY SHALL PROVIDE TO THE BOARD AND**  
14 **THE INDIVIDUAL REVISED CRIMINAL HISTORY RECORD INFORMATION FOR THE**  
15 **INDIVIDUAL.**

16 21-307.

17                  (a) The Board shall license and issue the appropriate licensure to any applicant  
18 who meets the requirements of this title.

19                  (b) The Board shall include on each license that it issues:

20                   (1) The designation “licensed environmental health specialist”;  
21                   (2) The name of the license holder;  
22                   (3) The date of issue and serial number of the license;  
23                   (4) The Board seal; and  
24                   (5) The signature of the Board’s representative.

25                  (c) The Board shall issue a new license to replace a lost, destroyed, or mutilated  
26 license if the license holder pays a fee that is set by the Board.

27                  **(D) THE BOARD MAY NOT ISSUE A LICENSE IF THE CRIMINAL HISTORY**  
28 **RECORD INFORMATION REQUIRED UNDER § 21-302 OF THIS TITLE HAS NOT BEEN**  
29 **RECEIVED.**

1 21–309.

2 (c) Before the license expires, the licensee may renew it for an additional 2–year  
3 term, if the licensee:

4 (1) Otherwise is entitled to be licensed;

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

6 (3) Submits to the Board a renewal application on the form that the Board  
7 requires; [and]

8 (4) Submits to the Board proof that during the previous 2–year period, the  
9 licensee has acquired 20 hours of approved training in environmental health or other  
10 equivalent education as approved by the Board; AND

11 (5) IF LICENSED BEFORE JULY 1, 2027, SUBMITS SATISFACTORY  
12 EVIDENCE OF SUBMITTING TO A CRIMINAL HISTORY RECORDS CHECK IN  
13 ACCORDANCE WITH § 21–302.1 OF THIS SUBTITLE FOR THE LICENSEE'S FIRST  
14 RENEWAL AFTER JULY 1, 2027.

15 21–310.

16 (D) BEGINNING JULY 1, 2027, A LICENSED ENVIRONMENTAL HEALTH  
17 SPECIALIST APPLYING FOR THE REACTIVATION OF AN INACTIVE OR NONRENEWED  
18 LICENSE SHALL SUBMIT SATISFACTORY EVIDENCE OF SUBMITTING TO A CRIMINAL  
19 HISTORY RECORDS CHECK IN ACCORDANCE WITH § 21–302.1 OF THIS SUBTITLE.

20 (E) THE BOARD MAY NOT REACTIVATE A LICENSE IF THE CRIMINAL  
21 HISTORY RECORD INFORMATION HAS NOT BEEN RECEIVED.

22 21–315.

23 (A) The Board, on the affirmative vote of a majority of its full appointed  
24 membership, may reinstate the license of an individual whose license has been revoked.

25 (B) BEGINNING JULY 1, 2027, AN INDIVIDUAL APPLYING FOR  
26 REINSTATEMENT OF A REVOKED LICENSE SHALL SUBMIT SATISFACTORY EVIDENCE  
27 OF SUBMITTING TO A CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH §  
28 21–302.1 OF THIS SUBTITLE.

29 (C) THE BOARD MAY NOT REINSTATE A LICENSE IF THE CRIMINAL HISTORY  
30 RECORD INFORMATION HAS NOT BEEN RECEIVED.

1           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June  
2    1, 2026.