

Amendment HB1169.pdf

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Position: FAV

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AMENDMENTS
PREPARED
BY THE
DEPT. OF LEGISLATIVE
SERVICES

29 MAR 22
20:09:16

BY: Delegate McComas
(To be offered in the Judicial Proceedings Committee)

AMENDMENTS TO HOUSE BILL 1169
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after "Health" insert ", through the Child Abuse Medical Providers Initiative.".

AMENDMENT NO. 2

On page 3, in line 15, after "(3)" insert "“CHILD ABUSE MEDICAL PROVIDERS (MARYLAND CHAMP)” HAS THE MEANING STATED IN § 13-2201(A) OF THE HEALTH – GENERAL ARTICLE.

(4)”;

in line 18, after "DEPARTMENT" insert ", THROUGH MARYLAND CHAMP.".

On page 4, in line 5, after "BOARD" insert "OR RECOMMENDED BY MARYLAND CHAMP".

CHAMP letter of support for CM training requiremen

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Position: FAV



CHAMP

Maryland Child Abuse Medical Providers

The Herman & Walter
Samuelson Children's
Hospital at Sinai
2401 W. Belvedere Avenue
Baltimore, MD 21215
(410) 601-9000

TO: The Honorable William C. Smith, Jr.
Chair, Judicial Proceedings Committee
Members, Judicial Proceedings Committee
Delegate Susan McComas

FROM: Wendy G. Lane, MD, MPH
Director, Maryland Child Abuse Medical Providers (CHAMP)

DATE: April 1, 2022

RE: **HB 1169: Child Abuse and Neglect – Training of Health Care Professionals**

Maryland Health General Article §13-2201-2207 established the Maryland CHAMP initiative (Child Abuse Medical Providers) in the Maryland Department of Health. The goal of Maryland CHAMP is to identify, recruit, train, and provide ongoing support, education, and expert consultation in the diagnosis and treatment of children with suspected child abuse and neglect.

HB 1169: Child Abuse and Neglect – Training of Health Care Professionals would require Maryland Health Professional Boards to post information about courses on the legal obligation of Maryland healthcare professionals to report child abuse and neglect, and on the identification of abused and neglected children.

Maryland CHAMP would be happy to assist with the identification and recommendation of relevant courses. We can also assist with modification of existing courses to include Maryland-specific reporting information and inclusion of material relevant to healthcare professionals.

MD Board of Physicians Position Statement HB1169.p

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Position: FAV



Board of Physicians

Larry Hogan, Governor · Boyd K. Rutherford, Lt. Governor · Damean W.E. Freas, D.O., Chair

2022 SESSION POSITION PAPER

BILL NO.: HB 1169 – Child Abuse and Neglect – Training of Health Care Professionals
COMMITTEE: Judicial Proceedings
POSITION: Letter of Information

TITLE: Child Abuse and Neglect – Training of Health Care Professionals

POSITION & RATIONALE:

The Maryland Board of Physicians (the Board) supports the goal of HB 1169 to assure that child abuse and neglect is reported. The Board takes such required reporting seriously and has disciplined licensees who have violated Health Occupations Article § 14-404(a)(25). This disciplinary ground addresses a violation by a licensee who “knowingly fails to report suspected child abuse” in violation of § 5-704 of the Family Law Article.

The Board previously submitted a letter of information on HB 1169, expressing concerns about providing information about recommended courses to licensees at the time of the renewal, due to potential conflicts with Health Occupations Article § 14-316(d)(5). Since the submission of that letter, the bill sponsor has worked with the Board to address this issue. The bill sponsor’s proffered amendments, which specify the Maryland Child Abuse Medical Providers (Maryland CHAMP) as the agency recommending courses for mandated reporters, successfully address these concerns. The Board is happy to provide information about these courses on its website as required under the bill.

Thank you for your consideration. For more information, please contact Matthew Dudzic, Manager of Policy and Legislation, Maryland Board of Physicians, 410-764-5042.

Sincerely,

Damean W. E. Freas, D.O.
Chair, Maryland Board of Physicians

The opinion of the Board expressed in this document does not necessarily reflect that of the Maryland Department of Health or the Administration.

REprint HB1169.pdf

Uploaded by: Darlyn McLaughlin

Position: FAV

UNOFFICIAL COPY OF HOUSE BILL 1169

HOUSE BILL 1169

D4, J2
HB 701/21 - JUD

2lr2146

By: **Delegates McComas, Henson, McKay, and Thiam**

Introduced and read first time: February 11, 2022

Assigned to: Judiciary

Committee Report: Favorable

House action: Adopted

Read second time: March 12, 2022

CHAPTER _____

1 AN ACT concerning

2 **Child Abuse and Neglect - Training of Health Care Professionals**

3 FOR the purpose of requiring the Maryland Department of Health, through the Child Abuse Medical Providers
4 Initiative, to provide certain boards

5 with a list of certain generally recommended courses relating to the obligation to
6 report child abuse and neglect and the identification of abused and neglected
7 children; requiring certain boards to post certain information prominently on each
8 board's website, provide information about certain recommended courses to certain
9 health care professionals at a certain time, or advertise the availability of certain
10 recommended courses in certain media; and generally relating to child abuse and
neglect and the training of certain health care professionals.

11 BY repealing and reenacting, without amendments,
12 Article - Family Law
13 Section 5-704
14 Annotated Code of Maryland
15 (2019 Replacement Volume and 2021 Supplement)

16 BY adding to
17 Article - Health Occupations
18 Section 1-227
19 Annotated Code of Maryland
20 (2021 Replacement Volume)

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

2

UNOFFICIAL COPY OF HOUSE BILL 1169

1

Article - Family Law

2 5-704.

3 (a) Notwithstanding any other provision of law, including any law on privileged
4 communications, each health practitioner, police officer, educator, or human service
5 worker, acting in a professional capacity in this State:

6 (1) who has reason to believe that a child has been subjected to abuse or
7 neglect, shall notify the local department or the appropriate law enforcement agency; and

8 (2) if acting as a staff member of a hospital, public health agency, child care
9 institution, juvenile detention center, school, or similar institution, shall immediately
10 notify and give all information required by this section to the head of the institution or the
11 designee of the head.

12 (b) (1) An individual who notifies the appropriate authorities under subsection
13 (a) of this section shall make:

14 (i) an oral report, by telephone or direct communication, as soon as
15 possible to the local department or appropriate law enforcement agency; and

16 (ii) a written report:

17 1. to the local department not later than 48 hours after the
18 contact, examination, attention, or treatment that caused the individual to believe that the
19 child had been subjected to abuse or neglect; and

20 2. with a copy to the local State's Attorney.

21 (2) (i) An agency to which an oral report of suspected abuse or neglect
22 is made under paragraph (1) of this subsection shall immediately notify the other agency.

23 (ii) This paragraph does not prohibit a local department and an
24 appropriate law enforcement agency from agreeing to cooperative arrangements.

25 (c) Insofar as is reasonably possible, an individual who makes a report under this
26 section shall include in the report the following information:

27 (1) the name, age, and home address of the child;

28 (2) the name and home address of the child's parent or other person who is
29 responsible for the child's care;

30 (3) the whereabouts of the child;

3

UNOFFICIAL COPY OF HOUSE BILL 1169

1 (4) the nature and extent of the abuse or neglect of the child, including any
 2 evidence or information available to the reporter concerning possible previous instances of
 3 abuse or neglect; and

4 (5) any other information that would help to determine:

5 (i) the cause of the suspected abuse or neglect; and

6 (ii) the identity of any individual responsible for the abuse or neglect.

7 **Article - Health Occupations**

8 **1-227.**

9 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
 10 INDICATED.

11 (2) "BOARD" MEANS ANY BOARD AUTHORIZED UNDER THIS ARTICLE
 12 TO TAKE ACTION AGAINST AN APPLICANT, A LICENSEE, A CERTIFICATE HOLDER, A
 13 REGISTRANT, OR A PERMIT HOLDER WHO KNOWINGLY FAILS TO REPORT SUSPECTED
 14 CHILD ABUSE IN VIOLATION OF § 5-704 OF THE FAMILY LAW ARTICLE.

15 (3) "CHILD ABUSE MEDICAL PROVIDERS (MARYLAND CHAMP)" HAS THE MEANING STATED IN §
13-2201(A) OF THE HEALTH - GENERAL ARTICLE.

16 (4) "HEALTH CARE PROFESSIONAL" MEANS ANY APPLICANT,
 17 LICENSEE, CERTIFICATE HOLDER, REGISTRANT, OR PERMIT HOLDER GOVERNED BY
 18 A BOARD.

19 (B) THE DEPARTMENT, THROUGH MARYLAND CHAMP, SHALL PROVIDE TO EACH BOARD A
 20 LIST OF
 21 GENERALLY RECOMMENDED COURSES ON:

22 (1) THE OBLIGATION TO REPORT ABUSE AND NEGLECT AS REQUIRED
 23 BY § 5-704 OF THE FAMILY LAW ARTICLE; AND

24 (2) THE IDENTIFICATION OF ABUSED AND NEGLECTED CHILDREN.

25 (C) (1) THIS SUBSECTION DOES NOT APPLY TO A BOARD THAT REQUIRES
 26 A LICENSEE, A CERTIFICATE HOLDER, A REGISTRANT, OR A PERMIT HOLDER TO
 27 OBTAIN CONTINUING EDUCATION ON THE IDENTIFICATION AND REPORTING OF
 28 ABUSED AND NEGLECTED CHILDREN.

29 (2) EACH BOARD SHALL:

30 (I) POST THE INFORMATION REQUIRED FOR A PROSPECTIVE
 31 STUDENT TO ENROLL FOR ONE OR MORE OF THE RECOMMENDED COURSES
 PROVIDED TO THE BOARD UNDER SUBSECTION (B) OF THIS SECTION PROMINENTLY
 ON THE BOARD'S WEBSITE;

4

UNOFFICIAL COPY OF HOUSE BILL 1169

1 **(II) PROVIDE INFORMATION ABOUT THE RECOMMENDED**
2 **COURSES TO HEALTH CARE PROFESSIONALS AT THE TIME OF RENEWAL OF**
3 **LICENSURE; OR**

4 **(III) ADVERTISE THE AVAILABILITY OF THE RECOMMENDED**
5 **COURSES IN THE NEWSLETTERS AND ANY OTHER MEDIA PUBLISHED BY THE BOARD OR RECOMMENDED BY**
6 **MARYLAND CHAMP.**

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 October 1, 2022.

Testimony in Support of HB1169.pdf

Uploaded by: Darlyn McLaughlin

Position: FAV

SUSAN K. McCOMAS
Legislative District 34B
Harford County

Judiciary Committee

Subcommittees

Family Law

Public Safety

Rules and Executive
Nominations Committee

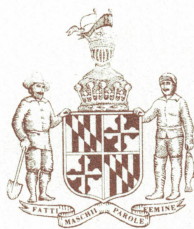
Joint Committees

Administrative, Executive,
and Legislative Review

Legislative Ethics

Past President

Women Legislators of Maryland



The Maryland House of Delegates

ANNAPOLIS, MARYLAND 21401

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The Maryland House of Delegates
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Annapolis, Maryland 21401
410-841-3272 · 301-858-3272
800-492-7122 Ext. 3272
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Susan.McComas@house.state.md.us

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Bel Air, Maryland 21014
410-836-9449 · 410-838-5187
Fax 410-838-5768

TESTIMONY IN SUPPORT OF HB 1169 CHILD ABUSE AND NEGLECT TRAINING FOR HEALTH CARE PROFESSIONALS

This bill, as recently amended,¹ requires the Maryland Department of Health, through Maryland CHAMP (Child Abuse Medical Providers), to provide each health occupations board that is authorized under current law to take action against an applicant, licensee, certificate holder, registrant, or permit holder who knowingly fails to report suspected child abuse, as required by current law, with a list of generally recommended courses on the obligation to report abuse and neglect and the identification of abused and neglected children. Each board must (1) post the information required for a prospective student to enroll for one or more of the recommended courses prominently on the board's website; (2) provide information about the courses to specified health care professionals at the time of license renewal; or (3) advertise the availability of the recommended courses in the newsletters and any other media published by the board. These provisions do not apply to a board that requires licensees, certificate holders, registrants, or permit holders to obtain continuing education on the identification and reporting of abused and neglected children.

Child abuse experts know firsthand the impact that such abuse of our children has on society as a whole. More importantly, they understand how imperative it is to have appropriate and up-to-date training to improve the outcomes for child victims. Training for mandated reporters to recognize the abuse and then how to report what is observed is the next best step in protecting our most valuable asset... our children.

CHAMP weighs in on HB1169 saying they are willing and able to search for and review potential training materials. Even more notable, CHAMP is willing to modify and update materials to meet reporting requirements in Maryland as needed. This is the most exciting part of their support... they are willing to

modify and update materials as needed! We cannot ask for better support and ultimately the provision of greater protections for the children.

Finally the Maryland Health Department Board of Physicians clearly supports HB1169 stating, “[T]he Board is happy to provide information about these courses on its website as required by this bill.”

Please enter a favorable report for HOUSE BILL 1169ⁱⁱ The voting reports of two prior years are attached as well as the amendment and bill reprint. Let’s get it through this time!

ⁱ Amendment attached

ⁱⁱ 2018- HB 600 - Voting Record attached
2019 HB 1252 Voting Record attached

Voting Reports from Prior Years HB1169.pdf

Uploaded by: Darlyn McLaughlin

Position: FAV

Maryland House of Delegates
2018 Regular Session

HB 600 Third Reading (HB) Calendar No.89
Del. McComas et al (JUD)
Child Abuse and Neglect - Training

On Third Reading

135 Yeas 1 Nays 2 Not Voting 0 Excused 3 Absent

Voting Yea - 135

Speaker Busch	Clippinger	Hill	Luedtke	Reznik
Adams	Cluster	Holmes	Malone	Robinson
Afzali	Conaway	Hornberger	Mautz	Rose
Ali	Corderman	Howard, C.	McComas	Rosenberg
Anderson	Cullison	Howard, S.	McConkey	Saab
Anderton	Davis	Impallaria	McCray	Sample-Hughes
Angel	Dumais	Jackson	McDonough	Sanchez
Arentz	Ebersole	Jacobs	McIntosh	Shoemaker
Atterbeary	Fennell	Jalisi	McKay	Sophocleus
Aumann	Fisher	Jameson	McMillan	Stein
Barkley	Flanagan	Jones	Metzgar	Sydnor
Barnes, B.	Folden	Kaiser	Miele	Szeliga
Barnes, D.	Fraser-Hidalgo	Kelly	Miller, A.	Tarlau
Barron	Frick	Kipke	Miller, W.	Turner
Barve	Frush	Kittleman	Moon	Valderrama
Beidle	Gaines	Knotts	Morales	Valentino-Smith
Beitzel	Ghrist	Korman	Morgan	Vogt
Branch	Gibson	Kramer	Mosby	Waldstreicher
Bromwell	Gilchrist	Krebs	Otto	Walker
Brooks	Glass	Krimm	Patterson	Washington, A.
Buckel	Glenn	Lafferty	Pena-Melnyk	Washington, M.
Carey	Grammer	Lam	Pendergrass	West
Carozza	Gutierrez	Lewis, J.	Platt	Wilkins
Cassilly	Hayes	Lewis, R.	Proctor	Wilson
Chang	Haynes	Lierman	Queen	Wivell
Ciliberti	Healey	Lisanti	Reilly	Young, K.
Clark	Hettleman	Long	Rey	Young, P.

Voting Nay - 1

Parrott*

Not Voting - 2

Morhaim Vallario

Excused from Voting - 0

Excused (Absent) - 3

Carr Hixson Simonaire

Maryland House of Delegates
2019 Regular Session

HB 1252 Third Reading (HB) Calendar No.97

Delegate McComas et al

(JUD)

Child Abuse and Neglect - Training of Health Care Professionals

On Third Reading

137 Yeas 0 Nays 3 Not Voting 0 Excused 1 Absent

Voting Yea - 137

Mr. Speaker	Charkoudian	Hartman	Long	Rogers
Acevero	Charles	Haynes	Lopez	Rose
Adams	Chisholm	Healey	Love	Rosenberg
Anderton	Ciliberti	Hettleman	Luedtke	Saab
Arentz	Clark	Hill	Malone	Sample-Hughes
Arikan	Clippinger	Holmes	Mangione	Shetty
Attar	Conaway	Hornberger	Mautz	Shoemaker
Atterbeary	Corderman	Impallaria	McComas	Smith
Bagnall	Cox	Ivey	McIntosh	Solomon
Barnes, B.	Crosby	Jackson	McKay	Stein
Barnes, D.	Crutchfield	Jacobs	Metzgar	Stewart
Bartlett	Cullison	Jalisi	Miller	Sydnor
Barve	Davis, D.E.	Johnson	Moon	Szeliga
Beitzel	Davis, D.M.	Jones	Morgan	Terrasa
Bhandari	Dumais	Kaiser	Mosby	Turner
Boteler	Ebersole	Kelly	Otto	Valderrama
Boyce	Feldmark	Kerr	Palakovich Carr	Valentino-Smith
Branch	Fennell	Kipke	Parrott	Walker
Bridges	Fisher, M.	Kittleman	Patterson	Washington
Bromwell	Fisher, W.	Korman	Pena-Melnyk	Watson, C.
Brooks	Fraser-Hidalgo	Krebs	Pendergrass	Watson, R.
Buckel	Gaines	Krimm	Pippy	Wells
Cain	Ghrist	Lafferty	Proctor	Wilkins
Cardin	Gilchrist	Lehman	Qi	Wilson
Carey	Glenn	Lewis, J.	Queen	Wivell
Carr	Grammer	Lewis, R.	Reilly	Young, K.
Cassilly	Guyton	Lierman	Reznik	Young, P.
Chang	Harrison			

Voting Nay - 0

Not Voting - 3

Anderson Barron Lisanti

Excused from Voting - 0

Excused (Absent) - 1

Howard

HB 1168 testimony.pdf

Uploaded by: Ed Kilcullen

Position: FAV

THE COALITION TO PROTECT MARYLAND'S CHILDREN

Our Mission: To combine and amplify the power of organizations and citizens working together to keep children safe from abuse and neglect. We strive to secure the budgetary and public policy resources to make meaningful and measurable improvements in safety, permanence, and well-being.

Senate Judicial Proceedings Committee

HB 1169 - Child Abuse and Neglect - Training of Health Care Professionals

Position: SUPPORT

March 31, 2022

The Coalition to Protect Maryland's Children (CPMC) is a consortium of Maryland organizations and individuals formed in 1996 to promote meaningful welfare reform. House Bill 1169 requires the Maryland Department of Health to provide a list of recommended courses on the requirements of mandated reporters to all boards authorized to take action against health care professionals for failure to report suspected abuse and requires that the boards post this information on their websites, in-licensing renewal material, newsletters, and other media. While CPMC would prefer legislation that requires the training, we believe this is a positive first step and, therefore, urges a favorable report on HB 1169.

Maryland law requires anyone who suspects that a child is being abused or neglected to report their suspicions to authorities. Licensed health care professionals are held to a higher standard and face penalties if they knowingly fail to report suspected abuse and neglect. While these professionals may be aware of their requirements to report such suspicions, they may not have adequate training to recognize the signs of abuse and neglect, and how to report those suspicions. HB 1169 will promote broader access to training for health care professionals in recognizing abuse and neglect and the proper procedures for fulfilling their legal obligations.

There are more than 50,000 reports of suspected child abuse and neglect in Maryland each year, which is likely an underestimate of the actual incidence due to individuals and mandated reporters failing to report their suspicions. Health care professionals are in a critical position to identify and report child abuse and neglect, and HB 1169 will help to ensure that they have access to the training they need to increase their understanding of their legal requirements, as well as how to carry out those responsibilities.

We urge a favorable committee report on HB 1169.

1 - HB 1169 - JPR - BOP - LOI.pdf

Uploaded by: State of Maryland (MD)

Position: INFO



Board of Physicians

Larry Hogan, Governor · Boyd K. Rutherford, Lt. Governor · Damean W.E. Freas, D.O., Chair

2022 SESSION POSITION PAPER

BILL NO.: HB 1169 – Child Abuse and Neglect – Training of Health Care Professionals
COMMITTEE: Judicial Proceedings
POSITION: Letter of Information

TITLE: Child Abuse and Neglect – Training of Health Care Professionals

POSITION & RATIONALE:

The Maryland Board of Physicians (the Board) supports the goal of House Bill (HB) 1169 to assure that child abuse and neglect is reported. The Board takes such required reporting seriously and has disciplined licensees who have violated Health Occupations Article § 14-404(a)(25). This disciplinary ground addresses a violation by a licensee who “knowingly fails to report suspected child abuse” in violation of § 5-704 of the Family Law Article.

The Board previously submitted a letter of information on HB 1169, expressing concerns about providing information about recommended courses to licensees at the time of the renewal, due to potential conflicts with Health Occupations Article § 14-316(d)(5). Since the submission of that letter, the bill sponsor has worked with the Board to address this issue. The bill sponsor’s proffered amendments, which specify the Maryland Child Abuse Medical Providers (Maryland CHAMP) as the agency recommending courses for mandated reporters, successfully address these concerns. The Board is happy to provide information about these courses on its website as required under the bill.

Thank you for your consideration. For more information, please contact Matthew Dudzic, Manager of Policy and Legislation, Maryland Board of Physicians, 410-764-5042.

Sincerely,

Damean W. E. Freas, D.O.
Chair, Maryland Board of Physicians

The opinion of the Board expressed in this document does not necessarily reflect that of the Maryland Department of Health or the Administration.