



## TESTIMONY ON BEHALF OF THE MARYLAND CHIROPRACTIC ASSOCIATION

### **Support with Amendments**

House Bill 324—Health Occupations-State Board of Chiropractic  
Examiners—Disciplinary Actions and Procedures  
House Health and Government Operations Committee  
February 15, 2023

The Maryland Chiropractic Association (MCA) is a professional organization founded in 1928 and is the leading voice for chiropractors in Maryland. Comprised of individual members, our mission is to elevate the chiropractic profession by educating the public and advancing chiropractic care for the citizens of Maryland. We have weighed in on many issues concerning patient care, insurance and other issues of importance to our members as well as our patients and the general public.

House Bill 3224 authorizes the State Board of Chiropractic Examiners to deny a license to an applicant to take specific action against a licensee, including but not limited to suspending or revoking a license, if the applicant or licensee fails to comply with any board order. The bill specifies that an order of the board may not be stayed pending judicial review and authorizes the board to appeal any decision that reverses or modifies its orders. If a license is suspended or revoked, the board may reinstate the license only in accordance with (1) the terms and conditions of the order of suspension or revocation or (2) an order of reinstatement issued by the board.

While we understand the Board's goal in House Bill 324, we respectfully request the following amendment:

On page 2, strike lines 15 and 16 and substitute:

(c) (1) the Board may, pursuant to the Administrative Procedure Act, grant a stay of the enforcement of a Board Order.

(2) An order of the Board may not be stayed pending judicial review.

The purpose of the amendment is to make clear for the Board and public that the Board, in its discretion, has the authority to stay its orders, but that a circuit court may not stay an order of the Board, except as provided in the Administrative Procedures Act, by its final decision that has reversed or modified an order of the Board.

With this amendment, we respectfully request a favorable vote.

*For more information or for questions, please call Robert Frieman, DC (410.668.4000) or Ashlie Bagwell (443.800.4506).*