

HOUSE BILL 119

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6lr1718

By: ~~Delegate Reznik~~ Delegates Reznik, Hammen, Angel, Barron, Bromwell, Cullison, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena-Melnyk, Pendergrass, Rose, Saab, Sample-Hughes, West, and K. Young

Introduced and read first time: January 20, 2016

Assigned to: Health and Government Operations

Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 17, 2016

CHAPTER _____

1 AN ACT concerning

2 **State Board of Physicians – Licensing Exemption – Physicians With Traveling**
3 **Athletic and Sports Teams**

4 FOR the purpose of authorizing certain physicians, under certain circumstances, to practice
5 medicine in the State without a license issued by the State Board of Physicians and
6 without submitting to a criminal history records check while providing medical care
7 to an athletic team's or a sports team's members, band members, cheerleading squad,
8 mascot, coaches, and other staff; and generally relating to a licensing exemption for
9 physicians with traveling athletic and sports teams.

10 BY repealing and reenacting, with amendments,
11 Article – Health Occupations
12 Section 14–302
13 Annotated Code of Maryland
14 (2014 Replacement Volume and 2015 Supplement)

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

17 **Article – Health Occupations**

18 14–302.

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 (A) Subject to the rules, regulations, and orders of the Board, the following
2 individuals may practice medicine without a license if the individuals submit to a criminal
3 history records check in accordance with § 14–308.1 of this subtitle:

4 (1) A medical student or an individual in a postgraduate medical training
5 program that is approved by the Board, while doing the assigned duties at any office of a
6 licensed physician, hospital, clinic, or similar facility;

7 (2) A physician licensed by and residing in another jurisdiction, if the
8 physician:

9 (i) Is engaged in consultation with a physician licensed in the State
10 about a particular patient and does not direct patient care; or

11 (ii) Meets the requirements of § 14–302.1 of this subtitle;

12 (3) A physician employed in the service of the federal government while
13 performing the duties incident to that employment;

14 (4) A physician who resides in and is authorized to practice medicine by
15 any state adjoining this State and whose practice extends into this State, if:

16 (i) The physician does not have an office or other regularly
17 appointed place in this State to meet patients; and

18 (ii) The same privileges are extended to licensed physicians of this
19 State by the adjoining state; and

20 (5) An individual while under the supervision of a licensed physician who
21 has specialty training in psychiatry, and whose specialty training in psychiatry has been
22 approved by the Board, if the individual submits an application to the Board on or before
23 October 1, 1993, and either:

24 (i) 1. Has a master's degree from an accredited college or
25 university; and

26 2. Has completed a graduate program accepted by the Board
27 in a behavioral science that includes 1,000 hours of supervised clinical psychotherapy
28 experience; or

29 (ii) 1. Has a baccalaureate degree from an accredited college or
30 university; and

31 2. Has 4,000 hours of supervised clinical experience that is
32 approved by the Board.

1 (B) A PHYSICIAN LICENSED BY AND RESIDING IN ANOTHER JURISDICTION
2 MAY PRACTICE MEDICINE WITHOUT A LICENSE AND WITHOUT SUBMITTING TO A
3 CRIMINAL HISTORY RECORDS CHECK IF THE PHYSICIAN:

4 (1) HAS AN ACTIVE, UNRESTRICTED LICENSE TO PRACTICE MEDICINE
5 IN THE JURISDICTION WHERE THE PHYSICIAN REGULARLY ENGAGES IN THE
6 PRACTICE OF MEDICINE;

7 (2) IS EMPLOYED BY OR HAS A WRITTEN AGREEMENT WITH AN
8 ATHLETIC TEAM OR A SPORTS TEAM BASED OUTSIDE THE STATE;

9 (3) IS DESIGNATED AS THE TEAM PHYSICIAN BY THE ATHLETIC OR
10 SPORTS TEAM TO PROVIDE MEDICAL CARE TO THE TEAM'S MEMBERS, BAND
11 MEMBERS, CHEERLEADING SQUAD, MASCOT, COACHES, AND OTHER STAFF WHO
12 TRAVEL TO A SPECIFIED SPORTING EVENT TAKING PLACE IN THE STATE;

13 (4) WHILE IN THE STATE, PROVIDES MEDICAL CARE ONLY TO
14 INDIVIDUALS LISTED IN ITEM (3) OF THIS SUBSECTION;

15 (5) DOES NOT PROVIDE MEDICAL CARE IN THE STATE FOR MORE
16 THAN 45 DAYS IN A CALENDAR YEAR; AND

17 (6) DOES NOT ENGAGE IN THE PRACTICE OF MEDICINE AT A
18 HOSPITAL, RELATED INSTITUTION, OR OTHER HEALTH CARE FACILITY, INCLUDING
19 AN ACUTE CARE FACILITY, LOCATED WITHIN THE STATE.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
21 October 1, 2016.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.