

HB0999/346289/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 999
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Pena-Melnyk” and substitute “Pena-Melnyk, Hayes, McMillan, Oaks, Miele, Saab, McDonough, Bromwell, Morgan, Angel, Pendergrass, Hammen, Sample-Hughes, Barron, Reznik, West, Rose, Krebs, and K. Young”; strike line 2 in its entirety and substitute “Certified Nurse Practitioners – Authority to Practice”; strike beginning with “repealing” in line 7 down through “plan” in line 11 and substitute “requiring certain applicants for initial certification as a nurse practitioner to identify, on a certain application, a certified nurse practitioner or a licensed physician to act as a mentor for a certain time period; altering the definition of “practice as a nurse practitioner” to include consulting and collaborating with a certain physician or any other health care provider as needed; defining a certain term; requiring the State Board of Nursing to adopt certain regulations”; after line 11, insert:

“BY adding to

Article – Health Occupations
Section 8-101(j)
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Health Occupations
Section 8-101(j) through (n) and 8-302(b)
Annotated Code of Maryland
(2014 Replacement Volume)”;

and strike in their entirety lines 17 through 21, inclusive.

(Over)

AMENDMENT NO. 2

On page 1, after line 24, insert:

“8-101.

(J) “MENTOR” MEANS A CERTIFIED NURSE PRACTITIONER OR A LICENSED PHYSICIAN:

(1) WHO HAS 3 OR MORE YEARS OF CLINICAL PRACTICE EXPERIENCE; AND

(2) WITH WHOM AN INDIVIDUAL APPLYING FOR CERTIFICATION AS A CERTIFIED NURSE PRACTITIONER WILL CONSULT AND COLLABORATE WITH AS NEEDED IN ACCORDANCE WITH § 8-302(B)(5)(I) OF THIS TITLE.

[(j)] (K) “Nurse practitioner” means an individual who:

- (1) Is licensed by the Board to practice registered nursing; and
- (2) Is certified by the Board to practice as a nurse practitioner.

[(k)] (L) “Practice as a nurse practitioner” means to independently:

- (1) Perform an act under subsection [(m)](N) of this section;
- (2) Conduct a comprehensive physical assessment of an individual;
- (3) Establish a medical diagnosis for common chronic stable or short-term health problems;
- (4) Order, perform, and interpret laboratory tests;

(5) Prescribe drugs as provided under § 8–508 of this title;

(6) Perform diagnostic, therapeutic, or corrective measures;

(7) [Refer] CONSULT AND COLLABORATE WITH, OR REFER an individual to, an appropriate licensed physician or ANY other health care provider AS NEEDED; and

(8) Provide emergency care.

[(1)] (M) “Practice licensed practical nursing” means to perform in a team relationship an act that requires specialized knowledge, judgment, and skill based on principles of biological, physiological, behavioral, or sociological science to:

(1) Administer treatment or medication to an individual;

(2) Aid in the rehabilitation of an individual;

(3) Promote preventive measures in community health;

(4) Give counsel to an individual;

(5) Safeguard life and health;

(6) Teach or supervise; or

(7) Perform any additional acts authorized by the Board under § 8–205 of this title.

[(m)] (N) (1) “Practice registered nursing” means the performance of acts requiring substantial specialized knowledge, judgment, and skill based on the biological,

physiological, behavioral, or sociological sciences as the basis for assessment, nursing diagnosis, planning, implementation, and evaluation of the practice of nursing in order to:

- (i) Maintain health;
- (ii) Prevent illness; or
- (iii) Care for or rehabilitate the ill, injured, or infirm.

(2) For these purposes, “practice registered nursing” includes:

- (i) Administration;
- (ii) Teaching;
- (iii) Counseling;
- (iv) Supervision, delegation and evaluation of nursing practice;
- (v) Execution of therapeutic regimen, including the administration of medication and treatment;
- (vi) Independent nursing functions and delegated medical functions; and
- (vii) Performance of additional acts authorized by the Board under § 8–205 of this title.

[(n)] (O) “Registered nurse” means, unless the context requires otherwise, an individual who is licensed by the Board to practice registered nursing.”

AMENDMENT NO. 3

On page 3, strike in their entirety lines 9 through 20, inclusive, and substitute:

“(5) (I) AN APPLICANT FOR INITIAL CERTIFICATION AS A NURSE PRACTITIONER WHO HAS NOT BEEN CERTIFIED BY THE BOARD OR ANY OTHER BOARD OF NURSING SHALL IDENTIFY ON THE APPLICATION FOR CERTIFICATION A MENTOR WHO WILL CONSULT AND COLLABORATE WITH THE APPLICANT FOR 18 MONTHS BEGINNING ON THE DATE THE APPLICATION FOR CERTIFICATION IS RECEIVED BY THE BOARD.

(II) A CERTIFIED NURSE PRACTITIONER SHALL PRACTICE IN ACCORDANCE WITH THE STANDARDS OF PRACTICE OF THE AMERICAN ASSOCIATION OF NURSE PRACTITIONERS OR ANY OTHER NATIONAL CERTIFYING BODY RECOGNIZED BY THE BOARD.”

AMENDMENT NO. 4

On pages 4 and 5, strike in their entirety the lines beginning with line 29 on page 4 through line 3 on page 5, inclusive, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That the State Board of Nursing shall adopt the regulations necessary to carry out the provisions of §§ 8-101(l)(7) and 8-302(b)(5)(i) of the Health Occupations Article, as enacted by Section 1 of this Act.”