

HOUSE BILL 976

E4, J1, J2

EMERGENCY BILL

1lr2331

By: **Delegate D. Jones**

Introduced and read first time: February 5, 2021

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Catastrophic Health Emergency – Authority of Governor – Administration of**
3 **Vaccinations**

4 FOR the purpose of authorizing the Governor to order the Secretary of Health and the
5 Emergency Medical Services Board, as appropriate, to adopt regulations to authorize
6 certain individuals to administer certain vaccinations as a result of the issuance of a
7 proclamation that a catastrophic health emergency exists; making this Act an
8 emergency measure; and generally relating to the authority of the Governor in a
9 catastrophic health emergency and the administration of vaccinations.

10 BY repealing and reenacting, without amendments,
11 Article – Public Safety
12 Section 14–3A–01(a) and (f) and 14–3A–03(a)
13 Annotated Code of Maryland
14 (2018 Replacement Volume and 2020 Supplement)

15 BY adding to
16 Article – Public Safety
17 Section 14–3A–03(e)
18 Annotated Code of Maryland
19 (2018 Replacement Volume and 2020 Supplement)

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

Article – Public Safety

23 14–3A–01.

24 (a) In this subtitle the following words have the meanings indicated.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (f) "Secretary" means the Secretary of Health.

2 14-3A-03.

3 (a) After the Governor issues a proclamation under this subtitle, the Governor
4 may issue the orders authorized in this section.

5 (E) THE GOVERNOR MAY ORDER THE SECRETARY AND THE EMERGENCY
6 MEDICAL SERVICES BOARD, AS APPROPRIATE, TO ADOPT REGULATIONS TO
7 AUTHORIZE THE FOLLOWING INDIVIDUALS TO ADMINISTER A VACCINATION
8 INCLUDED ON THE RECOMMENDED ADULT IMMUNIZATION SCHEDULE FROM THE
9 FEDERAL CENTERS FOR DISEASE CONTROL AND PREVENTION OR AUTHORIZED
10 FOR EMERGENCY USE BY THE U.S. FOOD AND DRUG ADMINISTRATION UNDER § 564
11 OF THE FEDERAL FOOD, DRUG, AND COSMETIC ACT:

12 (1) LICENSED RESPIRATORY CARE PRACTITIONERS, AS DEFINED IN §
13 14-5A-01 OF THE HEALTH OCCUPATIONS ARTICLE;

14 (2) LICENSED ATHLETIC TRAINERS, AS DEFINED IN § 14-5D-01 OF
15 THE HEALTH OCCUPATIONS ARTICLE;

16 (3) LICENSED NATUROPATHIC DOCTORS, AS DEFINED IN § 14-5F-01
17 OF THE HEALTH OCCUPATIONS ARTICLE;

18 (4) CARDIAC RESCUE TECHNICIANS, AS DEFINED IN § 13-516 OF THE
19 EDUCATION ARTICLE;

20 (5) EMERGENCY MEDICAL RESPONDERS, AS DEFINED IN § 13-516 OF
21 THE EDUCATION ARTICLE;

22 (6) EMERGENCY MEDICAL TECHNICIANS, AS DEFINED IN § 13-516 OF
23 THE EDUCATION ARTICLE;

24 (7) PARAMEDICS, AS DEFINED IN § 13-516 OF THE EDUCATION
25 ARTICLE; AND

26 (8) ANY OTHER INDIVIDUAL WHO:

27 (I) THE SECRETARY OR EMERGENCY SERVICES MEDICAL
28 BOARD DETERMINES HAS THE NECESSARY TRAINING TO ADMINISTER THE VACCINE;
29 AND

30 (II) IS LICENSED, CERTIFIED, OR OTHERWISE AUTHORIZED TO

1 PRACTICE:

2 1. A HEALTH OCCUPATION UNDER THE HEALTH
3 OCCUPATIONS ARTICLE; OR

4 2. AS AN EMERGENCY MEDICAL SERVICE PROVIDER
5 UNDER § 13-516 OF THE EDUCATION ARTICLE.

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency
7 measure, is necessary for the immediate preservation of the public health or safety, has
8 been passed by a ye and nay vote supported by three-fifths of all the members elected to
9 each of the two Houses of the General Assembly, and shall take effect from the date it is
10 enacted.