

HOUSE BILL 1041

J2

1lr1680

By: **Delegate Kelly**

Introduced and read first time: February 5, 2021

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Health Occupations Boards – Uniform Reporting**

3 FOR the purpose of requiring each health occupations board to request certain information
4 from certain applicants and health care practitioners before issuing, renewing, or
5 reinstating certain licenses, certificates, or registrations; requiring each health
6 occupations board to post certain information on certain websites; requiring each
7 health occupations board to provide an opportunity to certain applicants and health
8 care practitioners to opt out of having certain information posted on certain websites;
9 requiring health occupations boards to collaborate with the Maryland Department
10 of Health and the Department of Information Technology to determine a certain
11 method to collect and post certain information; requiring health occupations boards
12 to collaborate with a unit of the Executive Branch of State government, at the
13 request of the unit, during a state of emergency to provide certain information to the
14 unit in a certain manner and make a certain determination; defining certain terms;
15 and generally relating to health occupations boards and record keeping.

16 BY adding to
17 Article – Health Occupations
18 Section 1–225
19 Annotated Code of Maryland
20 (2014 Replacement Volume and 2020 Supplement)

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

23 **Article – Health Occupations**

24 **1–225.**

25 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 INDICATED.

2 (2) "HEALTH CARE PRACTITIONER" MEANS A PERSON WHO IS
3 LICENSED, CERTIFIED, OR OTHERWISE AUTHORIZED TO PRACTICE A HEALTH
4 OCCUPATION UNDER THIS ARTICLE.

5 (3) "HEALTH OCCUPATIONS BOARD" MEANS A BOARD AUTHORIZED
6 TO ISSUE A LICENSE, CERTIFICATE, OR REGISTRATION UNDER THIS ARTICLE.

7 (B) EACH HEALTH OCCUPATIONS BOARD SHALL REQUEST THE FOLLOWING
8 INFORMATION FROM EACH APPLICANT OR HEALTH CARE PRACTITIONER BEFORE
9 INITIALLY ISSUING OR SUBSEQUENTLY RENEWING OR REINSTATING A LICENSE,
10 CERTIFICATE, OR REGISTRATION:

11 (1) THE APPLICANT'S OR HEALTH CARE PRACTITIONER'S:

12 (I) NAME;

13 (II) ADDRESS, INCLUDING ZIP CODE;

14 (III) TELEPHONE NUMBER;

15 (IV) E-MAIL ADDRESS; AND

16 (V) NATIONAL PROVIDER IDENTIFIER;

17 (2) WHETHER THE PRACTICE AREA OF THE APPLICANT OR HEALTH
18 CARE PRACTITIONER INCLUDES:

19 (I) PRIMARY CARE;

20 (II) PEDIATRIC CARE;

21 (III) OBSTETRICAL OR GYNECOLOGICAL CARE;

22 (IV) BEHAVIORAL HEALTH CARE OR SERVICE FOR ADULTS;

23 (V) BEHAVIORAL HEALTH CARE OR SERVICE FOR CHILDREN OR
24 ADOLESCENTS;

25 (VI) SUBSTANCE USE DISORDER CARE OR SERVICE FOR ADULTS;
26 OR

1 (VII) SUBSTANCE USE DISORDER CARE OR SERVICE FOR
2 CHILDREN OR ADOLESCENTS;

3 (3) IF THE APPLICANT WILL BE OR THE HEALTH CARE PRACTITIONER
4 IS AUTHORIZED TO PRESCRIBE MEDICATION, WHETHER THE APPLICANT OR HEALTH
5 CARE PRACTITIONER INTENDS TO REGULARLY PRESCRIBE MEDICATION;

6 (4) WHETHER THE APPLICANT OR HEALTH CARE PRACTITIONER
7 INTENDS TO PRIMARILY:

8 (I) TREAT PATIENTS IN THE STATE;

9 (II) TREAT PATIENTS IN ANOTHER STATE OR COUNTRY;

10 (III) CONDUCT RESEARCH; OR

11 (IV) REMAIN INACTIVE; AND

12 (5) IF THE APPLICANT OR HEALTH CARE PRACTITIONER INDICATES
13 AN INTENTION TO PRIMARILY TREAT PATIENTS IN THE STATE, FOR THE INTENDED
14 PRIMARY PLACE OF PRACTICE:

15 (I) THE NAME;

16 (II) THE ADDRESS, INCLUDING ZIP CODE;

17 (III) THE TELEPHONE NUMBER;

18 (IV) THE E-MAIL ADDRESS; AND

19 (V) THE TAX IDENTIFICATION NUMBER.

20 (C) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, EACH HEALTH
21 OCCUPATIONS BOARD SHALL POST THE INFORMATION REQUESTED UNDER
22 SUBSECTION (B) OF THIS SECTION ON THE HEALTH OCCUPATIONS BOARD'S WEBSITE
23 IN A SEARCHABLE FORMAT.

24 (2) EACH HEALTH OCCUPATIONS BOARD SHALL PROVIDE EACH
25 APPLICANT AND HEALTH CARE PRACTITIONER AN OPPORTUNITY TO OPT OUT OF
26 HAVING THE APPLICANT'S OR HEALTH CARE PRACTITIONER'S TELEPHONE NUMBER
27 AND E-MAIL ADDRESS POSTED.

28 (D) THE HEALTH OCCUPATIONS BOARDS SHALL COLLABORATE WITH THE

1 DEPARTMENT AND THE DEPARTMENT OF INFORMATION TECHNOLOGY TO
2 DETERMINE AN EFFICIENT METHOD FOR THE HEALTH OCCUPATIONS BOARDS TO
3 UNIFORMLY COLLECT AND POST THE INFORMATION REQUESTED AND POSTED
4 UNDER THIS SECTION.

5 (E) DURING A STATE OF EMERGENCY, AT THE REQUEST OF A UNIT IN THE
6 EXECUTIVE BRANCH OF STATE GOVERNMENT, THE HEALTH OCCUPATIONS BOARDS
7 SHALL COLLABORATE WITH THE UNIT TO:

8 (1) PROVIDE INFORMATION OBTAINED UNDER SUBSECTION (B) OF
9 THIS SECTION TO THE UNIT IN AN EFFICIENT MANNER; AND

10 (2) DETERMINE WHETHER ADDITIONAL LICENSEE INFORMATION IS
11 NEEDED TO ADDRESS THE EMERGENCY AND, AS NECESSARY, PROVIDE THE
12 ADDITIONAL INFORMATION TO THE UNIT IN AN EFFICIENT MANNER.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 October 1, 2021.