



MSBA Bill Report 2A - Health Law

(2024.01.23)

January 23, 2024

[MD - HB238 Public Health - Clean Indoor Air Act - Revisions](#)

Last Action: Text - First - Public Health - Clean Indoor Air Act - Revisions (January 10, 2024)

Primary Sponsor: Chair, Economic Matters Committee

Committee: Economic Matters (House)

Summary:

Prohibiting vaping in certain indoor areas and certain mass transportation; and requiring that certain signs be posted and maintained in a certain manner in each indoor area open to the public and each public entrance to an indoor area where smoking or vaping is prohibited under the Clean Indoor Air Act.

Cross-filed Bill: SB244

[MD - HB370 Maryland Department of Health - Study on the Effects of and Preparedness for Long COVID-19](#)

Last Action: Text - First - Maryland Department of Health - Study on the Effects of and Preparedness for Long COVID-19 (January 17, 2024)

Primary Sponsor: Delegate Joe Vogel (D)

Committee: Health and Government Operations (House)

Summary:

Requiring the Maryland Department of Health, in consultation with the Maryland Department of Labor and the Department of Human Services, to conduct a study on the preparedness of health facilities in the State to respond to viral illnesses and the effects of post-viral illnesses resulting from long COVID-19; and requiring the Department, on or before July 1, 2025, to report its finding and recommendations to the Senate Finance Committee and the House Health and Government Operations Committee.

[MD - HB380 State Emergency Medical Services Board - Licenses and Certificates - Application Requirements](#)

Last Action: Hearing 2/06 at 1:00 p.m. (January 18, 2024)

Primary Sponsor: Delegate Jared Solomon (D)

Committee: Health and Government Operations (House)

Scheduled Hearing:

Health and Government Operations (House)

Date: February 6, 2024

Time: 1:00pm (EST)

Location: House Office Building, Room 240, Annapolis, MD

Summary:

Prohibiting the State Emergency Medical Services (EMS) Board from requiring an applicant to provide proof that the applicant is lawfully present in the United States or have a Social Security number or Individual Taxpayer Identification Number as a condition for licensure or certification; and requiring the EMS Board to require applicants for a license or certificate to disclose certain information or provide alternative documentation and record the information in the applicant's file for a certain purpose.

Cross-filed Bill: SB374

[MD - HB403 End-of-Life Option Act \(The Honorable Elijah E. Cummings and the Honorable Shane E. Pendergrass Act\)](#)

Last Action: Text - First - End-of-Life Option Act (The Honorable Elijah E. Cummings and the Honorable Shane E. Pendergrass Act) (January 18, 2024)

Primary Sponsor: Delegate Terri L. Hill (D)

Committees:

Health and Government Operations (House)

Judiciary (House)

Summary:

Authorizing an individual to request aid in dying by making certain requests; establishing requirements and prohibitions governing aid in dying, including requirements related to requests for aid in dying, consulting physicians, mental health assessments, the disposal of drugs prescribed for aid in dying, health care facility policies, and the effect of aid in dying on insurance policies; authorizing a pharmacist to dispense medication for aid in dying only to certain individuals under certain circumstances; etc.

Cross-filed Bill: SB443

[MD - HB408 Mental Health Law - County Mental Health Advisory Committees - Membership](#)

Last Action: Text - First - Mental Health Law - County Mental Health Advisory Committees - Membership (January 18, 2024)

Primary Sponsor: Delegate Heather Bagnall (D)

Committee: Health and Government Operations (House)

Summary:

Altering the membership of a county's mental health advisory committee by including an individual with experience with mental health care for veterans or individuals serving in the military on the list

of groups from which individuals may be appointed to the committee by the governing body of the county.

Cross-filed Bill: SB412

Statutes Amended:

10-309 Article - Health - General

[MD - HB411 Public Health - Opioid Overdose Reversal Drugs - Standing Orders](#)

Last Action: Text - First - Public Health - Opioid Overdose Reversal Drugs - Standing Orders (January 18, 2024)

Primary Sponsor: Delegate Nicholas R. Kipke (R)

Committee: Health and Government Operations (House)

Summary:

Requiring a licensed health care provider, when issuing a standing order for an opioid reversal drug, to allow an individual to choose any formulation of any opioid reversal drug approved by the federal Food and Drug Administration.

Cross-filed Bill: SB408

Statutes Amended:

13-3101,

13-3106 Article - Health - General

[MD - HB425 Advanced Practice Registered Nurse Compact](#)

Last Action: Hearing 2/06 at 1:00 p.m. (January 18, 2024)

Primary Sponsor: Delegate Samuel I. Rosenberg (D)

Committee: Health and Government Operations (House)

Scheduled Hearing:

Health and Government Operations (House)

Date: February 6, 2024

Time: 1:00pm (EST)

Location: House Office Building, Room 240, Annapolis, MD

Summary:

Entering into the Advanced Practice Registered Nurse Compact; establishing criteria for participating states; authorizing an advanced practice registered nurse to practice in a party state under certain scope of practice rules; establishing the Interstate Commission of APRN Compact Administrators and its duties and powers; providing for the amendment of and withdrawal from the

Compact; providing that the Compact is contingent on the enacting of substantially similar legislation in six other states; etc.

Cross-filed Bill: SB359

Statutes Amended:

8-7B-01 Article - Health Occupations

[MD - HB482 Criminal Injuries Compensation Board - Victims of Nonfatal Strangulation](#)

Last Action: Text - First - Criminal Injuries Compensation Board - Victims of Nonfatal Strangulation (January 22, 2024)

Primary Sponsor: Delegate Karen Simpson (D)

Committee: Judiciary (House)

Summary:

Authorizing the reimbursement of certain physicians, qualified health care providers, and hospitals by the Criminal Injuries Compensation Board for certain forensic examinations of and health care services provided to a victim of nonfatal strangulation without charge; and specifying that "strangulation" includes strangulation that is not related to rape, sexual offense, or sexual abuse.

Cross-filed Bill: SB398

Statutes Amended:

11-1007,

11-1102,

11-801,

11-816.1 Article - Criminal Procedure

[MD - SB244 Public Health - Clean Indoor Air Act - Revisions](#)

Last Action: Hearing 2/08 at 1:00 p.m. (January 11, 2024)

Primary Sponsor: Chair, Finance Committee

Committee: Finance (Senate)

Scheduled Hearing:

Finance (Senate)

Date: February 8, 2024

Time: 1:00pm (EST)

Location: East Miller Senate Building, Room 3, Annapolis, MD

Summary:

Prohibiting vaping in certain indoor areas and certain mass transportation; and requiring that certain signs be posted and maintained in a certain manner in each indoor area open to the public

and each public entrance to an indoor area where smoking or vaping is prohibited under the Clean Indoor Air Act.

Cross-filed Bill: HB238

[MD - SB359 Advanced Practice Registered Nurse Compact](#)

Last Action: Text - First - Advanced Practice Registered Nurse Compact (January 16, 2024)

Primary Sponsor: Senator Antonio Hayes (D)

Committee: Finance (Senate)

Summary:

Entering into the Advanced Practice Registered Nurse Compact; establishing criteria for participating states; authorizing an advanced practice registered nurse to practice in a party state under certain scope of practice rules; establishing the Interstate Commission of APRN Compact Administrators and its duties and powers; providing for the amendment of and withdrawal from the Compact; providing that the Compact is contingent on the enacting of substantially similar legislation in six other states; etc.

Cross-filed Bill: HB425

Statutes Amended:

8-7B-01 Article - Health Occupations

[MD - SB374 State Emergency Medical Services Board - Licenses and Certificates - Application Requirements](#)

Last Action: Hearing 2/15 at 1:00 p.m. (January 22, 2024)

Primary Sponsor: Senator Jeff Waldstreicher (D)

Committee: Finance (Senate)

Scheduled Hearing:

Finance (Senate)

Date: February 15, 2024

Time: 1:00pm (EST)

Location: East Miller Senate Building, Room 3, Annapolis, MD

Summary:

Prohibiting the State Emergency Medical Services (EMS) Board from requiring an applicant to provide proof that the applicant is lawfully present in the United States or have a Social Security number or Individual Taxpayer Identification Number as a condition for licensure or certification; and requiring the EMS Board to require applicants for a license or certificate to disclose certain

information or provide alternative documentation and record the information in the applicant's file for a certain purpose.

Cross-filed Bill: HB380

MD - SB398 Criminal Injuries Compensation Board - Victims of Nonfatal Strangulation

Last Action: Hearing 2/01 at 1:00 p.m. (January 18, 2024)

Primary Sponsor: Senator William G. Folden (R)

Committee: Judicial Proceedings (Senate)

Scheduled Hearing:

Judicial Proceedings (Senate)

Date: February 1, 2024

Time: 1:00pm (EST)

Location: East Miller Senate Building, Room 2, Annapolis, MD

Summary:

Authorizing the reimbursement of certain physicians, qualified health care providers, and hospitals by the Criminal Injuries Compensation Board for certain forensic examinations of and health care services provided to a victim of nonfatal strangulation without charge; and specifying that "strangulation" includes strangulation that is not related to rape, sexual offense, or sexual abuse.

Cross-filed Bill: HB482

MD - SB403 Hospitals and Related Institutions - Residential Treatment Centers - Accreditation

Last Action: Hearing 2/15 at 1:00 p.m. (January 22, 2024)

Primary Sponsor: Senator Katherine Klausmeier (D)

Committee: Finance (Senate)

Scheduled Hearing:

Finance (Senate)

Date: February 15, 2024

Time: 1:00pm (EST)

Location: East Miller Senate Building, Room 3, Annapolis, MD

Summary:

Altering the definition of "accredited residential treatment center" for certain provisions of law governing hospitals and related institutions to include residential treatment centers accredited by the Commission on Accreditation of Rehabilitation Facilities or the Council on Accreditation.

Statutes Amended:

19-301,

19-360 Article - Health - General

[MD - SB408 Public Health - Opioid Overdose Reversal Drugs - Standing Orders](#)

Last Action: Text - First - Public Health - Opioid Overdose Reversal Drugs - Standing Orders (January 18, 2024)

Primary Sponsor: Senator Katherine Klausmeier (D)

Committee: Finance (Senate)

Summary:

Requiring a licensed health care provider, when issuing a standing order for an opioid reversal drug, to allow an individual to choose any formulation of any opioid reversal drug approved by the federal Food and Drug Administration.

Cross-filed Bill: HB411

Statutes Amended:

13-3101,

13-3106 Article - Health - General

[MD - SB409 Health Occupations - Clinical Marriage and Family Therapists - Reciprocal Licensure Requirements](#)

Last Action: Text - First - Health Occupations - Clinical Marriage and Family Therapists - Reciprocal Licensure Requirements (January 18, 2024)

Primary Sponsor: Senator Katherine Klausmeier (D)

Committee: Finance (Senate)

Summary:

Altering the licensure requirements that the State Board of Professional Counselors and Therapists may waive, and the circumstances under which the requirements may be waived, for applicants for a license to practice clinical marriage and family therapy in the State who are licensed or certified to practice clinical marriage and family therapy in another state, territory, or jurisdiction.

Statutes Amended:

17-303,

17-306 Article - Health Occupations

[MD - SB412 Mental Health Law - County Mental Health Advisory Committees - Membership](#)

Last Action: Text - First - Mental Health Law - County Mental Health Advisory Committees - Membership (January 18, 2024)

Primary Sponsor: Senator Dawn Gile (D)

Committee: Finance (Senate)

Summary:

Altering the membership of a county's mental health advisory committee by including an individual with experience with mental health care for veterans or individuals serving in the military on the list of groups from which individuals may be appointed to the committee by the governing body of the county.

Cross-filed Bill: HB408

Statutes Amended:

10-309 Article - Health - General

MD - SB413 Discrimination - Military Status - Prohibition

Last Action: Hearing 2/08 at 1:00 p.m. (January 18, 2024)

Primary Sponsor: Senator Dawn Gile (D)

Committee: Judicial Proceedings (Senate)

Scheduled Hearing:

Judicial Proceedings (Senate)

Date: February 8, 2024

Time: 1:00pm (EST)

Location: East Miller Senate Building, Room 2, Annapolis, MD

Summary:

Prohibiting discrimination based on military status with regard to public accommodation, housing, employment, financial transactions, education, insurance, the provision of public utility services, and State personnel actions.

Statutes Amended:

12-305,

12-503,

12-603,

12-702,

12-704 Article - Commercial Law

13-303,

2-206,

26-701,

26-703,

26-704 Article - Education

15-1A-22,

2-202 Article - Insurance

17-402,

17-402.1,

7-507 Article - Public Utilities

19-342,

19-355,

2-1001,

2-1002,

2-1003,

2-1004 Article - Health - General

20-101,

20-1103,

20-302,

20-304,

20-401,

20-402,

20-501,

20-601,

20-602,

20-603,

20-604,

20-605,

20-606,

20-610,

20-702,

20-704,

20-705,

20-707 Article - State Government

2-302 Article - State Personnel and Pensions

8-707 Article - Human Services

MD - SB427 Public Health Overdose and Infectious Disease Prevention Services Program

Last Action: Text - First - Public Health Overdose and Infectious Disease Prevention Services Program (January 19, 2024)

Primary Sponsor: Senator Shelly Hettleman (D)

Committee: Finance (Senate)

Summary:

Authorizing a community-based organization, with the approval of the Maryland Department of Health, to establish an Overdose and Infectious Disease Prevention Services Program to provide a location for the consumption of preobtained drugs, provide sterile needles, administer first aid, and certain other services; authorizing a Program to bill the insurance carrier of an individual who uses the services; authorizing the Department to approve not more than six programs, preferably two in urban, two in rural, and two in suburban areas; etc.

Statutes Amended:

24-2401 through 24-2406 Article - Health - General

[MD - SB431 Workers' Compensation - Occupational Disease Presumption - Long COVID \(Home of the Brave Act of 2024\)](#)

Last Action: Text - First - Workers' Compensation - Occupational Disease Presumption - Long COVID (Home of the Brave Act of 2024) (January 19, 2024)

Primary Sponsor: Senator Jeff Waldstreicher (D)

Committee: Finance (Senate)

Summary:

Establishing that governmental essential workers are presumed to have an occupational disease that is compensable under workers' compensation law after being diagnosed with long COVID under certain circumstances; and applying the Act retroactively.

[MD - SB443 End-of-Life Option Act \(The Honorable Elijah E. Cummings and the Honorable Shane E. Pendergrass Act\)](#)

Last Action: Text - First - End-of-Life Option Act (The Honorable Elijah E. Cummings and the Honorable Shane E. Pendergrass Act) (January 22, 2024)

Primary Sponsor: Senator Jeff Waldstreicher (D)

Committee: Judicial Proceedings (Senate)

Summary:

Authorizing an individual to request aid in dying by making certain requests; establishing requirements and prohibitions governing aid in dying, including requirements related to requests for aid in dying, consulting physicians, mental health assessments, the disposal of drugs prescribed for aid in dying, health care facility policies, and the effect of aid in dying on insurance policies; authorizing a pharmacist to dispense medication for aid in dying only to certain individuals under certain circumstances; etc.

Cross-filed Bill: HB403

MD - SB445 Maryland Department of Health - 2-1-1 Maryland - Oversight

Last Action: Text - First - Maryland Department of Health - 2-1-1 Maryland - Oversight (January 22, 2024)

Primary Sponsor: Senator Craig J. Zucker (D)

Committee: Education, Energy, and the Environment (Senate)

Summary:

Defining the term "Health and Human Services Referral System" for the purposes of certain provisions of law governing the System to mean a certain coordinated system for health and human service resources that is accessible to State residents, rather than a certain telephone service; repealing the requirement that the Maryland Department of Health evaluate the performance of certain call centers and make certain recommendations regarding the quality of service provided by call centers; etc.

Cross-filed Bill: HB353

Statutes Amended:

24-1201 through 24-1204 Article - Health - General

MD - SB453 Mental Health - Emergency Evaluation and Involuntary Admission Procedures and Assisted Outpatient Treatment Programs

Last Action: Text - First - Mental Health - Emergency Evaluation and Involuntary Admission Procedures and Assisted Outpatient Treatment Programs (January 22, 2024)

Primary Sponsor: President

Committee: Finance (Senate)

Summary:

Requiring a peace officer, when the peace officer receives a petition for emergency evaluation for an individual, to transport the emergency evaluatee to a nearby emergency facility, rather than the nearest emergency facility; authorizing a psychiatric nurse practitioner to evaluate an emergency evaluatee for purposes of involuntary admission; requiring each county to establish an assisted outpatient treatment program; etc.

MD - SB475 Center for Firearm Violence Prevention - Establishment

Last Action: Text - First - Center for Firearm Violence Prevention - Establishment (January 22, 2024)

Primary Sponsor: President

Committee: Finance (Senate)

Summary:

Establishing the Center for Firearm Violence Prevention in the Maryland Department of Health to reduce firearm violence, harm from firearm violence, and misuse of firearms in the State by partnering

with federal, State, and local agencies and affected communities to implement a public health approach to firearm violence reduction; requiring the Center, by May 1, 2025, to submit to the Governor and the General Assembly a preliminary State Plan for a Public Health Approach to Reducing Firearm Violence; etc.

Statutes Amended:

13-5201 through 13-5205 Article - Health - General

[MD - SB476 Workers' Compensation - Occupational Disease Presumptions - First Responders \(Caring for Public Employees in the Safety Professions - CAPES Act\)](#)

Last Action: Text - First - Workers' Compensation - Occupational Disease Presumptions - First Responders (Caring for Public Employees in the Safety Professions - CAPES Act) (January 22, 2024)

Primary Sponsor: President

Committee: Finance (Senate)

Summary:

Providing that certain firefighters, fire fighting instructors, rescue squad members, advanced life support unit members, and members of the Office of the State Fire Marshal who have thyroid, colon, or ovarian cancer are presumed, under certain circumstances, to have an occupational disease that was suffered in the line of duty and is compensable under workers' compensation law.

Statutes Amended:

9-503 Article - Labor and Employment

[MD - SB482 Governor's Office for Children - Engaging Neighborhoods, Organizations, Unions, Governments, and Households \(ENOUGH\) Grant Program \(ENOUGH Act of 2024\)](#)

Last Action: Text - First - Governor's Office for Children - Engaging Neighborhoods, Organizations, Unions, Governments, and Households (ENOUGH) Grant Program (ENOUGH Act of 2024) (January 22, 2024)

Primary Sponsor: President

Committees:

Budget and Taxation (Senate)

Education, Energy, and the Environment (Senate)

Summary:

Establishing the Governor's Office for Children and the Special Secretary of the Governor's Office for Children as the head of the Office; requiring the Special Secretary to establish the ENOUGH grant program, subject to certain requirements; requiring the Office to assign certain staff for a certain purpose; establishing certain reporting and evaluation requirements; establishing the ENOUGH Grant Fund as a special, nonlapsing fund; requiring the Governor to appropriate \$15,000,000 to the fund for fiscal year 2026; etc.

Statutes Amended:

190., 6-226 Article - State Finance and Procurement
9-2801 through 9-2805 Article - State Government

MD - SB485 Family and Medical Leave Insurance Program - Modifications

Last Action: Text - First - Family and Medical Leave Insurance Program - Modifications (January 23, 2024)

Primary Sponsor: Senator Antonio Hayes (D)

Committee: Finance (Senate)

Summary:

Modifying provisions of law governing application, administration, and enforcement of the Family and Medical Leave Insurance Program, including provisions related to the payment of contributions, the calculation of the average weekly wage, the submission of claims for benefits, the application of the Program to self-employed individuals, the satisfaction of Program requirements through private employer plans or insurance, and the use of contributions or other funding by the Secretary of Labor.

Statutes Amended:

8.3-101,
8.3-102,
8.3-201,
8.3-302,
8.3-403,
8.3-601,
8.3-701,
8.3-703,
8.3-705,
8.3-903,
8.3-905,
8.3-906 Article - Labor and Employment