

SENATE BILL 13

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1lr1617

(PRE-FILED)

By: **Senator Eckardt**

Requested: November 1, 2020

Introduced and read first time: January 13, 2021

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Certified Nursing Assistants – Certificate Renewal – Training Program**
3 **Requirements**

4 FOR the purpose of altering the circumstances under which a certified nursing assistant
5 may renew the certificate to allow the nursing assistant to provide, under certain
6 circumstances, certain evidence of completion of a certain nursing assistant training
7 program or a certain refresher training program as required in certain regulations
8 adopted by the State Board of Nursing; requiring the Board to adopt certain
9 regulations; and generally relating to certificate renewal for certified nursing
10 assistants.

11 BY repealing and reenacting, with amendments,
12 Article – Health Occupations
13 Section 8–6A–08(c)
14 Annotated Code of Maryland
15 (2014 Replacement Volume and 2020 Supplement)

16 BY repealing and reenacting, without amendments,
17 Article – Health Occupations
18 Section 8–6A–08(g) and (l)(3)
19 Annotated Code of Maryland
20 (2014 Replacement Volume and 2020 Supplement)

21 BY adding to
22 Article – Health Occupations
23 Section 8–6A–08(m)
24 Annotated Code of Maryland
25 (2014 Replacement Volume and 2020 Supplement)

26 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 That the Laws of Maryland read as follows:

2 **Article – Health Occupations**

3 8–6A–08.

4 (c) Before a certificate expires, a nursing assistant periodically may renew it for
5 an additional term, if the certificate holder:

6 (1) Otherwise is entitled to be certified;

7 (2) Submits to the Board a renewal application on the form that the Board
8 requires;

9 (3) Pays to the Board a renewal fee set by the Board; and

10 (4) Provides satisfactory evidence of completion of:

11 (i) 16 hours of active nursing assistant practice within the 2–year
12 period immediately preceding the date of renewal; or

13 (ii) **[An] IF THE NURSING ASSISTANT DID NOT COMPLETE 16**
14 **HOURS OF ACTIVE PRACTICE AS REQUIRED UNDER ITEM (I) OF THIS ITEM, AN**
15 **approved nursing assistant training program OR AN APPROVED NURSING ASSISTANT**
16 **REFRESHER TRAINING PROGRAM AS REQUIRED IN REGULATIONS ADOPTED BY THE**
17 **BOARD IN ACCORDANCE WITH SUBSECTION (M) OF THIS SECTION.**

18 (g) The Board shall reinstate the certificate of a certificate holder who has failed
19 to renew the certificate for any reason if the certificate holder meets the applicable renewal
20 requirements of subsections (c) through (e) and (k)(1)(i)2 of this section.

21 (l) (3) A certificate holder on inactive status may apply for reactivation of the
22 certificate if the certificate holder:

23 (i) Submits documentation satisfactory to the Board that the
24 medical condition for which the inactive status was granted no longer exists; and

25 (ii) Meets the renewal requirements of this section.

26 **(M) (1) THE BOARD SHALL ADOPT REGULATIONS TO SPECIFY:**

27 **(I) THE CIRCUMSTANCES UNDER WHICH A NURSING**
28 **ASSISTANT, AS A CONDITION OF RENEWAL, IS REQUIRED TO COMPLETE EITHER AN**
29 **APPROVED NURSING ASSISTANT TRAINING PROGRAM OR AN APPROVED NURSING**
30 **ASSISTANT REFRESHER TRAINING PROGRAM; AND**

1 **(II) THE NUMBER OF DIDACTIC INSTRUCTION HOURS AND**
2 **CLINICAL TRAINING HOURS THE NURSING ASSISTANT TRAINING PROGRAM OR**
3 **NURSING ASSISTANT REFRESHER TRAINING PROGRAM MUST HAVE TO BE**
4 **APPROVED.**

5 **(2) REGULATIONS ADOPTED UNDER PARAGRAPH (1) OF THIS**
6 **SUBSECTION MUST BE CONSISTENT WITH FEDERAL LAW.**

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