

Chapter 40

(Senate Bill 146)

AN ACT concerning

State Board of Physical Therapy Examiners – Sunset Extension and Program Evaluation

FOR the purpose of continuing the State Board of Physical Therapy Examiners in accordance with the provisions of the Maryland Program Evaluation Act (sunset law) by extending to a certain date the termination provisions relating to the statutory and regulatory authority of the Board; requiring that an evaluation of the Board and the statutes and regulations that relate to the Board be performed on or before a certain date; requiring the Board, in conjunction with the Department of Health and Mental Hygiene, to submit a certain report on or before a certain date; and generally relating to the State Board of Physical Therapy Examiners.

BY repealing and reenacting, with amendments,

Article – Health Occupations
Section 13–502
Annotated Code of Maryland
(2009 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – State Government
Section 8–403(a)
Annotated Code of Maryland
(2009 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – State Government
Section 8–403(b)(47)
Annotated Code of Maryland
(2009 Replacement Volume)

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

Article – Health Occupations

13–502.

Subject to the evaluation and reestablishment provisions of the Program Evaluation Act, this title and all rules and regulations adopted under this title shall terminate and be of no effect after July 1, [2012] **2022**.

Article – State Government

8–403.

(a) On or before December 15 of the 2nd year before the evaluation date of a governmental activity or unit, the Legislative Policy Committee, based on a preliminary evaluation, may waive as unnecessary the evaluation required under this section.

(b) Except as otherwise provided in subsection (a) of this section, on or before the evaluation date for the following governmental activities or units, an evaluation shall be made of the following governmental activities or units and the statutes and regulations that relate to the governmental activities or units:

(47) Physical Therapy Examiners, State Board of (§ 13–201 of the Health Occupations Article: July 1, [2011] **2021**);

SECTION 2. AND BE IT FURTHER ENACTED, That on or before October 1, 2011, the State Board of Physical Therapy Examiners, in conjunction with the Department of Health and Mental Hygiene, shall submit a report to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee, in accordance with § 2–1246 of the State Government Article, on:

(1) the Board’s fund balance, including financial information for fiscal years 2010 and 2011 and how the Board is balancing its finances to ensure a sufficient fund balance;

(2) the Board’s findings and activities related to the practice of physical therapy by chiropractors;

(3) the status of the Board’s review of its authority to penalize physical therapy practice owners or operators who are not licensed by the Board, including any actions taken by the Board or recommendations for statutory changes;

(4) the Board’s analysis of delays in its complaint resolution process and steps that could be taken to accelerate the process; and

(5) options or actions taken by the Board or the Department relative to office configurations to enhance the ability of the health occupations boards to maintain confidentiality.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2010.

Approved by the Governor, April 13, 2010.