MARYLAND BOARD OF NURSING
BOARD MEETING
OPEN AGENDA

DATE: September 27, 2017
TIME: 9:00 A.M.
PLACE: Maryland Board of Nursing
4140 Patterson Avenue
Baltimore, Maryland

BUSINESS:

PLEASE NOTE: THE MEETING WILL BE IN OPEN SESSION FROM 9:00 A.M. UNTIL APPROXIMATELY 10:00 A.M. WITH CLOSED SESSION IMMEDIATELY FOLLOWING.

1. Call to Order
   a. Roll Call and Declaration of Quorum

2. Consent Agenda
   
   A. Approval of Nurse Practitioner Schools Programs (Ann Tyminski)
      
      1. University of Wisconsin – Madison, School of Nursing, Post-master’s Certificate, Adult Program
      2. University of Wisconsin – Madison, School of Nursing, Post-master’s Certificate, Psychiatric Mental Health Nurse Practitioner
      3. Baylor University, Louise Herrington School of Nursing, Dallas Texas DNP- Family Practice
         DNP – Neonatal Nurse Practitioner
         DNP – Nurse Midwifery

   B. RENEWAL of CNA-GNA Training Programs (Jill Callan)
      
      a. J.M. Tawes Technology and Career Center
      b. Compassionate Care Academy
      c. Health Focus
d. Demas Academy  
e. Wor-Wic College  

2. Initial approval CNA-GNA Training Programs  
   a. Anchorage Health Care Center  
   b. Westminster Health Care Center  
   c. Wor-Wic College ESLCNA Training Program  

3. Renewal of CNA-DT Training Programs  
   a. Fresenius Kidney Care  

4. CCBC requesting to utilize Caroline Career Center for Certified Medicine Aide Training – (Jill Callan)  

5. Request approval of Certified Nursing Assistant (CNA) Advisory Committee Appointment  Mr. David Insel to fulfill vacancy on the CNA Advisory Committee per requirement Health Occupations Article 8-6A-13(b),(3) Designation of members. One shall be an administrator from a licensed health care facility. – (Monica McKenzie)  

3. **Discussion of Items Removed from Consent Agenda**  

4. **Education** (Dr. Patricia Kennedy)  
   A. Announcement—Wor-Wic Community College/Four New Part Time Faculty:  
      1. Denise Marshall, EdD, MEd, RN (Professor Emeritus)  
      2. Ms. Marian Kanski, MSN, RN (Former WorWic Community College Full Time Faculty)  
      3. Mr. Paul Klaverweiden, BSN, RN (Pursuing BSN to DNP Degree)  
      4. Ms. Stephanie Finein, MS, RN (2012 WorWic Community College Graduate)  
         (See Attached CVs)
5. **Practice and Certification**  (Monica Mentzer)

   No Items

6. **Licensure**  (Keva Jackson-McKoy)

   A. Certified Nursing Assistant (CNA) Equivalency. Rutgers School of Nursing

7. **Advanced Practice**  (Monica Mentzer)

   No Items

8. **Administrative and Legislative**  (Shirley Devaris)

   A. Revisions to the Nurse Practice Act for legislative changes in 2017 session, Request for approval of content and permission to Publish:

   10.27.07 – Practice of the Nurse Practitioner;
   10.27.09 – Standards of Practice for Registered Nurses;
   10.27.10 - Standards of Practice for Licensed Practical Nurses;
   10.27.11 – Delegation of Nursing Functions;
   10.27.12 - Nurse Psychotherapists in Independent Practice;
   10.27.16 – Registered Nurse – Worker’s Compensation Medical Case Manager;
   10.27.18 – Monetary Penalties;
   10.27.19 – Code of Ethics;
   10.27.20 – Management of Infusion Therapy by the Registered Nurse and Licensed Practical Nurse;
   10.27.27 – Practice of the Clinical Nurse Specialist;
   10.39.01 – Certification of Nursing Assistants;
   10.39.02 – Nursing Assistant Training Programs;
   10.39.04 – Medication Technicians;
   10.53.01 – Electrologists – Definitions;
   10.53.02 – Electrologists – Licensure;
   10.53.03 – Electrology Exam;
   10.53.07 – Electrologists’ Office; and
   10.53.11 – Rehabilitation Committee

   Approved in August for content: Request approval to publish.

   10.27.01 – Examination and Licensure;
   10.27.03 - Nursing Education Programs;
   10.27.05 – Practice of Nurse Midwife;
   10.27.06 – Practice of Nurse Anesthetist; and
   10.27.13 – Rehabilitation Committee.
9. **Direct Entry Midwives and Electrology** – (Ann Tyminski)

   A. Recommendation to approved applicants for licensure

      1. Angelique Peters
      2. Shoshanna Blackman

10. **Committee Reports** – (Sabita Persaud)

    A. Nurse Dispensing Committee quarterly report

    B. MBON rep for Senate Bill 734 _Sexual Assault Evidence Kit Policy and Funding Committee_
To: Maryland Board of Nursing  
From: Patricia Kennedy, Director of Education  
Re: Announcement—WorWic Community College/Four New Part Time Faculty:  
  • Denise Marshall, EdD, MEd, RN (Professor Emeritus)  
  • Ms. Marian Kanski, MSN, RN (Former WorWic Community College Full Time Faculty)  
  • Mr. Paul Klaverweiden, BSN, RN (Pursuing BSN to DNP Degree)  
  • Ms. Stephanie Finein, MS, RN (2012 WorWic Community College Graduate) (See Attachments)  
Date: September 21, 2017  

WorWic Community College submitted written notification to the Maryland Board of Nursing of their recent employment of four part-time faculty, beginning Fall 2017.  
  • Dr. Denise Marshall will serve as classroom educator for NUR 115/Introduction to Nursing Pharmacology.  
  • Ms. Marian Kanski will serve as classroom educator in NUR 222/Advance Nursing I & Community Health.  
  • Mr. Paul Klaverweiden will assist with skills competency testing in NUR 111/Adult & Mental Health Nursing.  
  • Ms. Stephanie Finein will serve as clinical educator in NUR 111/Adult and Mental Health Nursing.  

The new part time faculty members meet COMAR 10.27.03.08.C regulations. Their resumes are attached for the Board’s verification with regulations.
August 8, 2017

Dr. Patricia Kennedy
Director of Education Research
Maryland Board of Nursing
4140 Patterson Avenue
Baltimore, Maryland, 21215-2254

Dear Dr. Kennedy:

The Department of Nursing at Wor-Wic Community College in Salisbury, Maryland has recently hired four part-time faculty, and each of them are or will be teaching in different capacities. Attached you will find each of the part-time faculty members’ resumes and proof of active RN licensure.

Professor Emeritus, Dr. Denise Marshall, EdD, MEd, RN for Wor-Wic Community College, has been teaching part-time for the CPN program since her retirement as the Department Head for Nursing at Wor-Wic Community College in 2012. Because I was not sure if you had her on file for teaching part-time, I wanted to attach her resume, as well. Dr. Marshall generally assists with teaching in the skills labs for the NUR 101: Nursing Fundamentals courses; however, she has occasionally filled in for others in the classroom and clinical settings for NUR 121: Maternal-Child Nursing and NUR 101. This fall, she will be teaching in the classroom course section of the CPN course, NUR 115: Introduction to Nursing Pharmacology.

Ms. Marian Kanski, MSN, RN, retired in September of 2016 as a full-time faculty member for Wor-Wic Community College, and is returning this fall 2017 semester to teach in the ADN program course, NUR 222: Advanced Nursing I and Community Health. Ms. Kanski will teach the didactic portion, as well as the clinical and skills portions of the community health module this fall. Ms. Kanski taught medical-surgical nursing during her tenure as a full-time nursing faculty member at the college. She has vast experience in hemodialysis and peritoneal dialysis, medical-surgical nursing, case management and school nursing.

Mr. Paul Klaverweiden, BSN, RN, has been assisting with the skills competency tests for our students in NUR 111: Adult and Mental Health Nursing in the CPN program and will be teaching in the clinical setting for the mental health module of the course if his work schedule allows. He is currently pursuing his BSN to DNP. Mr. Klaverweiden has specialized in mental health nursing; however, he also has experience in hospice care, critical care and correctional (forensic) nursing care.

Ms. Stephanie Finein, MSN, RN, was recently hired to teach in the clinical setting for the medical-surgical modules of NUR 111: Adult and Mental Health Nursing in the CPN program. Ms. Finein is currently employed with Genesis Healthcare, but has experience in medical-surgical nursing, as well.
Should you have questions or concerns, feel free to call the Department of Nursing, at 410-572-8701.

Sincerely,

[Signature]

Brenda J. Mister, EdD, MS. RN  
Department Head and Professor of Nursing  
Wor-Wic Community College  
32000 Campus Drive  
Salisbury, MD 21804  
bmister@worwic.edu

BOARD OF TRUSTEES

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Dr. Murray K. Hoy
DENISE MARSHALL, RN, BSN, MEd, MSN, EdD

EXPERIENCE

SHORE UP, INC.

Supervising Nurse- November, 2012-present

Work as a supervising registered nurse for an adult medical day care center. As the supervising registered nurse, I provide nursing services to each participant in the program, supervise two licensed practical nurses and review each participant’s plan of care.

ASSESSMENT TECHNOLOGIES INSTITUTE- November, 2012-present

Work as a virtual coach for both practical and registered nursing students who are preparing to take the National Council Licensure Examination.

WOR-WIC COMMUNITY COLLEGE

Professor and Department Head of Nursing 1984-retired 6/29/12

Served in the role of nursing department head with a full-time faculty of fourteen and two support staff. The part-time faculty is approximately three in number per semester. In this role, I was responsible for the administration of a 1.4 million dollar operating budget, served as coordinator for student clinical placements at several local clinical agencies and taught Issues in Nursing, Nursing in Society, and Maternal-Child Nursing. Retired as Professor Emeritus.

SALISBURY GENESIS ELDERCARE

Instructor 10/97-1998

Served as instructor for students in the nursing assistant program. The program had 80 didactic hours and 16 clinical hours.

SOMERSET COUNTY HEALTH DEPARTMENT

Community Health Nurse 1995-1997

Worked as a visiting home health nurse performing postpartal and neonatal physical
assessments on mothers and babies discharged less than 24 hours from an acute care facility.

PENINSULA REGIONAL MEDICAL CENTER
*Staff Nurse 1979-1993*

Served as staff nurse on the nursery and postpartal units. Responsible for the entire nursing care of approximately ten patients per shift.

WICOMICO COUNTY HEALTH DEPARTMENT
*Community Health Nurse 1978-1984*

Served as the director of the addictions program for the county. Had a staff of two full-time community health nurses, one addictions counselor and one support staff member.

NORFOLK COMMUNITY HOSPITAL
*Staff Nurse 1977-1978*

Served as a staff nurse on the neonatal nursery unit. Also worked prn on the medical surgical unit.

**EDUCATION**

BROOKLINE COLLEGE
MSN/Ed in nursing education 2014

WILMINGTON COLLEGE
EDD in Innovation & Leadership 2005
Graduated with 4.0 GPA

SALISBURY UNIVERSITY
MEd 1982
Graduated with honors. Inducted into the Sigma Theta Tau International Honor Society for nurses. Completed 40+ credits in graduate nursing courses.

HAMPTON UNIVERSITY
BS in Nursing 1977
Graduated with honors.

WICOMICO SENIOR HIGH SCHOOL
High school diploma with honors 1973
Senior Class President
ORGANIZATIONS
SIGMA THETA TAU INTERNATIONAL, INC
LAMBDA ETA CHAPTER
Salisbury University
Served as secretary for four years as well as vice president.

MARCH OF DIMES-EASTERN SHORE CHAPTER
Member of the Health Advisory Committee.

MARYLAND ORGANIZATION FOR ASSOCIATE DEGREE NURSING
Have served in the role of treasurer. Membership ended 2013.

MARYLAND ASSOCIATION OF ASSOCIATE DEGREE NURSING DIRECTORS
Served as a member representing the needs of associate degree nursing education. Have served as president. Membership ended June 2012.

MARYLAND COUNCIL OF DIRECTORS OF RN PROGRAMS
Served as a member representing the interests of associate degree nursing. Membership ended June 2012.

STATEWIDE COMMISSION ON THE CRISIS IN NURSING-EDUCATION SUBCOMMITTEE
Served as a member of the committee providing input for interventions to encourage applicants to enter the profession of nursing through educational avenues. Also served as an appointed member of the Commission representing LPN educators. This committee completed its task in December 2005.

DEER’S HEAD HOSPITAL CENTER’S CITIZENS ADVISORY BOARD
Appointed by Governor O’Malley in August 2013 to provide community support for the center’s programs and provide recommendations for improvement of its operations.

LICENSE
Registered Nurse- State of Maryland R065195
Registered Nurse- State of Georgia RN235282

CERTIFICATIONS
CPR-American Heart Association- expires August 2015

REFERENCES
Available upon request

Community activities and continuing education information are available upon request.
### Licensee Details

#### Demographic Information

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<th>DENISE DARLENE MARSHALL</th>
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#### Employment Information

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Marian Kansi

R.N. License #R056779

Education
Wilmington University- Wilmington, DE. Master of Science Degree in Nursing, focus on leadership and education. Graduated January 2009.
Graceland University- Independence, MO. Bachelor of Science Degree in Nursing. Graduated July 2004.
Union Memorial Hospital School of Nursing- Baltimore, MD. Graduated with R.N. Diploma in 1975.

Professional Associations
Member of the Sigma Theta Tau International Honor Society of Nursing- Omicron Gamma Chapter
Member of the American Nephrology Nurses' Association
Member of the Delmarva Oncology Nurse Interest Group
Member of the American Association of Critical Care Nurses

Professional Experience
9/2004-9/2016- Wor-Wic Community College, Salisbury, MD. Initially employed as a part-time instructor for the nursing program. Duties included instruction and supervision of nursing students in the clinical setting as well as instruction in the Skills Lab setting. Clinical settings included both acute and chronic care areas. Hired as full time Assistant Professor in September 2010. Duties include the above plus theory instruction and course coordination. From 2013 to the present, I have served as chairman/coordinator for the nursing curriculum revision. In this role, I developed, coordinated and implemented the revision of the nursing program with the assistance of a nursing faculty team. All courses were redesigned in a module format to assure that med/surg content would be included in all semesters and a preceptor program was developed for the clinical portion of the last semester with local healthcare facilities. NCLEX preparation is achieved through a supplemental program from Lippincott and an NCLEX review with ATI.

5/2005-1/2007- Peninsula Regional Medical Center, Salisbury, MD. Employed in both the acute hemodialysis unit and the Cardiac Short Stay Unit for patients following pacemaker placement and cardiac catheterization. Left for full time opportunity in outpatient dialysis at Davita.


11/2001-6/2002- Employed by Harford County Public Schools as school nurse for C. Milton Wright High School. Left employment due to relocation.

12/1988-11/2000- Baltimore, MD. Provided contractual services for several dialysis providers. Includes those associated with St. Agnes Hospital, Franklin Square Hospital, Bon Secours Hospital, Harford Memorial Hospital, Fallston General Hospital, Greater Baltimore Medical Center, St. Joseph’s Hospital, and Sinai Hospital. Contractual services included, but were not limited to providing charge nurse coverage in the chronic care facilities, performing acute dialysis treatments, assessment and development of treatment policies, staff orientation, in-servicing and utilization review.

9/1989-9/1992- Tri-Home Health Care, Baltimore, MD. Area of coverage included Baltimore County and Baltimore City. Duties included case management of patients recently discharged from hospital as well as hospice care of terminally ill patients. Later responsibilities included peer chart review and quality assurance.

10/1984-12/1988- Central Maryland Dialysis Center, Inc., Baltimore, MD. Unit originally physician owned. Later purchased by Renal Treatment Centers. Provided acute dialysis services for hospitalized patients in 5 area hospitals. Promoted to Director of Nurses in the chronic facility in 10/1985. Responsible for management of acute hemodialysis and peritoneal programs, technical services, in-servicing and program development. Facility expanded to 2 outpatient clinics in 2/1987 and I was promoted to Clinical Coordinator of both facilities. Responsibilities included working with the Director of Nurses of the facilities to coordinate scheduling of in-services, orientations, and project development. Developed and implemented the 1st prescription dialysis program on the east coast.

7/1979-9/1984- Bio-Medical Applications, Baltimore, MD. Charge nurse and self-care instructor in this out-patient hemodialysis unit. Hemodialysis patients were taught self care in an in-center environment. Promoted to Home Hemodialysis Educator and Clinical Preceptor. Chronic hemodialysis patients/families were instructed in home management of treatment. As Clinical Preceptor, instructed new staff in hemodialysis procedures and protocols.

5/1978-7/1979- Good Samaritan Hospital, Baltimore, MD. Hemodialysis staff nurse.

7/1975-4/1978- Union Memorial Hospital, Baltimore, MD. Worked as a full time float pool nurse in a variety of medical surgical areas.
# Licensee Details

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Paul Klaverweiden, Jr, RN, BSN, CM/DN

Objective
I am looking for a rewarding and challenging position where I can utilize my 25 years of business management, and nursing knowledge, and nursing management skills, while at the same time gaining further experience.

Experience
2/2011 – Present  Somerset Community Services, Marion, MD
RN / Director of Nursing and Medical Services
- Establishment of an outpatient primary care/mental health clinic to meet the needs of individuals served.
- Establishment and development of collaborative partnership with area providers for on-site services and out-patient services for individuals served.
- Oversee all nursing functions, with the assistance of Delegating Nurses, of group homes that caters to Mentally Handicapped / TBI / Psychiatric and Behavioral individuals with Chronic and Acute medical/psychiatric needs.
- Establish and Review Nursing Protocols for the house in accordance with state and federal regulations.
- Complete all weekly/monthly/and quarterly reports to Company and State.
- Participate in active Plan of Care for each individual.
- Assess, Plan, Implement and Review all nursing interventions and goals for each individual based on abilities, psychiatric / behavior needs and medical condition.
- Provide direct supervision of medical / nursing procedures for 400+ staff.
- Ensure complete regulatory compliance with all State and Federal Regulations.
- Design and implement computer tracking spreadsheets/programs to effectively manage and support quality health care to persons served.
- Design and implement protocols for Quality Assurance Develop, internal Quality Assurance standards, and all necessary trainings and support for staff to insure measures are followed.
- Manage weekly Primary Care Clinic, working with PCP to develop plans of care and medication regimen and establishment of medical protocols for use by nursing and direct care support staff.
- Provide On-Call Triage to individuals and direct care support staff that includes education, medication management, and medical intervention.
- Establish and develop training standards, in conjunction with nursing team, for all Unlicensed Assistive Personnel.
- Conduct orientation for new staff to include: Maryland Board of Nursing Certified Medication Technician regulations, Company Nursing Policy, and CPR.
- Provide leaderships and direction to staff that includes: Primary Care provider, Psychiatrist, Nutritionist, Podiatrist, Registered Nurses, License Practical Nurses, Certified Nursing Assistants, Certified Medical Technicians, and Unlicensed Assistive Personnel.
- Establish collaborative partnership with area colleges and university to serve as a mentor and proctor site for Associate Degree, Bachelor Degree, and Master Degree Nursing Students.
- Serve a direct liaison between the Medical Department and the Administrative Board to represent needs and standards of nursing care to non-medical executive staff.
- Teach Certified Medication Technician training for initial and renewal certification.

**RN / Director of Nursing and Medical Services**
- Overview all nursing function of group home that caters to Mentally Handicapped / TBI / Psychiatric and Behavioral individuals with Acute medical/psychiatric needs
- Establish and Review Nursing Protocols for the house in accordance with state and federal regulations
- Complete all weekly/monthly/and quarterly reports to Company and State
- Participate in active Plan of Care for each individual
- Assess, Plan, Implement and Review all nursing interventions and goals for each individual based on abilities and medical needs
- Provide direct supervision of medical / nursing procedures for 400+ staff.
- Ensure complete regulatory compliance with all State and Federal Regulations
- Complete and implement all necessary reports and policy for injured workers.
- Design and implement computer tracking spreadsheets/programs to effectively manage and support quality health care to persons served
- Design and implement protocols for Quality Assurance
- Develop internal Quality Assurance standards, and all necessary trainings and support for staff to insure measures are followed.
- Establish collaborative partnership with area colleges and university to serve as a mentor and proctor site for Associate Degree, Bachelor Degree, and Master Degree Nursing Students
- Serve a direct liaison between the Medical Department and the Administrative Board to represent needs and standards of nursing care to non-medical executive staff.


**RN / Director of Nursing**
- Overview all nursing function of group home that caters to Mentally Handicapped individuals with Acute medical needs
- Establish and Review Nursing Protocols for the house in accordance with state and federal regulations
- Complete all weekly/monthly/and quarterly reports to Company and State
- Participate in active Plan of Care for each individual
- Assess, Plan, Implement and Review all nursing interventions and goals for each individual based on abilities and medical needs


**RN / Case Manager / Emergency On-Call Triage**
- Administer / Order medications to/for terminally ill patients
- Review Medical Orders / Administrative Chart Reviews
- Triage Emergencies – to include assessment, diagnosis, plan of care, and treatment
- Provide education and support to patients and families and medications, diagnosis, and medical management of their terminal illness
- Work in collaboration with other disciplines to ensure quality patient care


**RN - ECI**
- Administer / Order medications to/for inmates
- Review Medical Orders
- Triage Emergencies
- Conduct Nurse Sick Call – to include assessment, diagnosis, plan of care, and treatment
- Supervise and train other nursing staff
07/2004 – 12/2006 Atlantic General Hospital Berlin, MD

RN – Med/Surg / ER / ICU
- Assess, Diagnose, Plan, Implement and Evaluate patient care
- Administer medications as ordered by physicians
- Development of IV standards and protocols
- Worked in Med/Surgical field with focus on Center for Joint Surgery and Acute rehabilitation to prepare patients for continue rehab long term.
- Worked in the ER to triage and provide nursing support for medical emergencies
- Worked in ICU to provide care to 1 – 2 medically fragile and acute patients

06/2003 – 07/2004 McCready Memorial Hospital Crisfield, MD

Phlebotomist
- Collect Laboratory Specimens
- Process specimens for laboratory testing
- Maintain lab data files

09/2002 – 09/2005 Wor Wic Community College Salisbury, MD

Phlebotomy Instructor
- Develop Phlebotomy Program
- Train continuing education students in theory and practice of phlebotomy. Oversee clinical experience for each student
- Administer ASPT National Certification Exam


Operations/General Manager
- Oversee the daily operations ensuring compliance with EPA/DOT/OSHA regulations for this group of 5 logging concerns
- Manage the daily activities of the 150 employees
- Manage and secure personnel records and benefits for employees
- Write grants for governmental funding
- Oversee financial operations for this group of 5 logging concerns
- Negotiate and purchase land, equipment, supplies for each corporation


Operations/General Manager
- Oversee the daily operations ensuring compliance with EPA/DOT/OSHA regulations
- Manage daily assignments for 30+ employees
- Manage and secure personnel records and benefits for employees
- Write grants for governmental funding
- Oversee financial operations
- Negotiate and purchase land, equipment, supplies for each corporation


President
- Oversee the daily operations of this 350+ member Association
- Represent Assoc. at State Legislative Level
- Represent Assoc. at National Legislative Level
- Acquire donations and funding for Assoc. projects
- Ensure Regulatory compliance of members with Department of Transportation regulations

**President**
- Plan, develop and implement safety training programs in accordance with Department of Transportation regulations
- Assist companies with regulatory compliance
- Train truck drivers with regulatory compliance
- Conduct safety seminars nationwide for company safety management personnel
- Oversee the daily business operations
- Develop and establish standards of practice for employees


**President (volunteer)**
- Develop this grassroots non-profit from conception to operational organization
- Obtain funding through governmental grants, donations, fundraising
- Develop and conduct public aware seminars
- Develop and conduct counseling seminars for patients and families
- Develop and conduct bereavement seminars and counseling for patients and families
- Advocate for patient rights with healthcare entities and governmental assistance programs
- Develop and conduct volunteer training programs

**Education**
- 8/31/2015   Wilmington University       Wilmington, Delaware
  Bachelor of Nursing Degree
- 8/16/2009   Maryland Board of Nursing       Baltimore, Maryland
  - Delegating Nurse / Case Manager Certification
  - Certified Medication Technician Instructor
- 01/2003   Wor-Wic Community College       Salisbury, MD
  - Associates of Nursing Science Degree
- 1986 - 1989   United States Army       El Paso, TX
  - Military Finance Education U.S. Army
  - Certified Hospital Chaplain Assistant Course
  - Advanced Individualized Training as Chaplain Assistant

**Certifications**
- Doctorate of Theology
- Registered Nurse
- Certified Pro CPR Instructor/Skills Evaluator 2010 - Present
- Maryland Board of Nursing Delegating Nurse/Case Manager Certification
- Certified Phlebotomist / Phlebotomy Instructor ASPT

**Currently enrolled at the University of South Alabama in the BSN – DNP Psychiatric and Mental Health Family Nurse Practitioner. Anticipated graduation date is December 31, 2017**
Licensee Details

Demographic Information
Full Name: PAUL KLAVERWEIDEN
Home State: Compact State

License Information
Lic #: R173574 Profession: Nursing Type: REGISTERED NURSE
Status: Active Issue Date: 6/15/2006 Expiration Date: 9/28/2018
Date Renewed: 8/30/2016
Obtained by: Application - Active (5004) State:

Education Information
School: WOR-WIC COMM COLLEGE-AD Professor: Nursing Associate Degree
Specialty: RN
Type:
School: WOR-WIC COMM COLLEGE Professor: Nursing DIPLOMA
Specialty: Type:
School: Professor: Nursing DIPLOMA
Specialty: Type:
School: Professor: Nursing Doctorate in other field
Specialty: Type:

Employment Information
No Employment Information

License CSR Information
No License CSR Information

CheckList Information
No CheckList Information

Public Orders
No Related Documents

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Stephanie Finein, MSN, RN (nee Lewis)

EDUCATION

Wilmington University '15
New Castle, DE
(302)356-4636
2014-2015
Master of Science in Nursing

Wilmington University '14
New Castle, DE
(302)356-4636
2012-2014
Bachelor of Science in Nursing

Wor-Wic Community College '12
Salisbury, MD
(410)334-2800
2011-2012
Associate of Science in Nursing

Wor-Wic Community College '07
Salisbury, MD
(410)334-2800
2002-2007
Certificate of Proficiency in Nursing

- Graduate degree concentration: Nursing Education
- Graduated with highest honors; summa cum laude
- 4.0 Grade Point Average Undergraduate/Graduate, Academic Dean’s List
- Member of Sigma Theta Tau International Nursing Honor Society
- Member of Delta Epsilon Rho Honor Society

EXPERIENCE

Genesis HealthCare
Easton, MD
(410)822-4000
3 years and counting

Peninsula Regional Medical Center
Salisbury, MD
(410)546-6400
2 years

Delmarva Surgery Center
Salisbury, MD
(410)543-4590
2 years

SKILLS

Maryland (Compact State) Registered Nurse
Number: R203112
Expiration Date: August 28, 2018

American Heart Association BLS (CPR/AED) for Healthcare Providers
Expiration Date: May 31, 2017

PROFESSIONAL REFERENCES

Dawn Critchlow, RN, ADON
Genesis HealthCare ADON
(410)822-4000
Supervisor/employee relationship

Heather Rudd, RN
PRMC
(410)546-6400
Preceptor/employee relationship

Monica Capatch, LPN
PRMC
(443)583-9171
Co-worker relationship
## Licensee Details

### Demographic Information

<table>
<thead>
<tr>
<th>Full Name:</th>
<th>STEPHANIE FINEIN</th>
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### Employment Information

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### License CSR Information

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### CheckList Information

| No CheckList Information |

### Public Orders

| No Related Documents |

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From: Shirley A. Devaris RN, JD
Director of Legislation
To: The Board
Date: September 27, 2017
In re: Amendments to comply with revision to the Nurse Practice Act in 2017 Legislative Session
Request for approval to publish

The bill that revised the Nurse Practice act included many clean-up measures that require amending 23 Chapters of our existing regulations. Most of these amendments are clarifying. They add terms such as multistate licensure privilege and advanced practice, repeal obsolete language, repeal provisions that were either repealed by the 2017 legislation or provisions that are no longer necessary or needed.

Deleted language is in [ ]. New language is in Italic.
Changes to the regulations are highlighted.

This proposal includes amendments for the following:

- 10.27.07 – Practice of the Nurse Practitioner;
- 10.27.09 – Standards of Practice for Registered Nurses;
- 10.27.10 - Standards of Practice for Licensed Practical Nurses;
- 10.27.11 – Delegation of Nursing Functions;
- 10.27.12 - Nurse Psychotherapists in Independent Practice;
- 10.27.16 – Registered Nurse – Worker’s Compensation Medical Case Manager;
Chapter 07 Practice of the Nurse Practitioner

10.27.07 (downloaded August 15, 2017)

.01 Definitions.

A. In this chapter, the following terms have the meanings indicated.

B. Terms Defined.

(1) “AANPNCB” means the American Academy of Nurse Practitioners National Certification Board.

(2) “Advanced practice registered nurse (APRN)” means a registered nurse who is certified by the Board as:

(a) A certified nurse midwife (CNM);

(b) A certified registered nurse anesthetist (CRNA);

(c) A certified nurse practitioner (CRNP); or

(d) A certified nurse practitioner clinician (CRPC).
(d) A clinical nurse specialist (CNS).

[(1)] (3) "Board" means the Board of Nursing.

(4) “Certification” means permission to practice as a nurse practitioner granted by the Board to a registered nurse who has:

(a) Met all the specified requirement of a national certifying body recognized by the Board; and

(b) Complied with the requirements of this Chapter.

[(2)] (5) “Collaborating” means a cooperative relationship with other health care providers.

[(3)] (6) “Facility” means a health care facility as defined under Health General Article, §19-114(d), Annotated Code of Maryland.

[(4)] (7) “Mentor” means a certified nurse practitioner or physician, licensed in Maryland, who:

(a) Has 3 or more years of clinical practice experience; and

(b) Will be available for advice, consultation, and collaboration, as needed, for 18 months beginning on the date an application is received by the Board from an applicant who has never been certified in this or any other State.

(8) “Multistate licensure” has the meaning set forth in COMAR 10.27.01.01 B.

[(5)] (9) “Nurse practitioner” means [a] an advanced practice registered nurse who [:] is certified by the Board to practice as a nurse practitioner in [accordance with this chapter] this State.

[(6)] (10) "Personally prepare and dispense" means that a nurse practitioner:

(a) Is physically present on the premises where the prescription is filled; and

(b) Performs a final check of the prescription before the prescription is provided to the patient.
"Physician" means an individual who has an unencumbered license to practice medicine, issued under Health Occupations Article, Title 14, Annotated Code of Maryland.

"Registered Nurse” means an individual who is licensed by the Board to practice registered nursing or has a multistate licensure privilege to practice registered nursing in this State under the Nurse Licensure Compact.

"Starter dosage" means an amount of a drug sufficient to begin therapy:

(a) Of a short duration of 72 hours or less; or

(b) Before obtaining a larger quantity of the drug to complete therapy.

"Unencumbered license” means a license that is not:

(a) Revoked;

(b) Suspended; or

(c) On probationary status.

Certification.

A. [A nurse practitioner] An applicant for certification shall obtain certification from the Board before commencing practice.

B. An applicant for certification as a nurse practitioner shall:

(1). Hold a current Maryland license in good standing to practice registered nursing [in Maryland or a compact state] or a multistate licensure privilege to practice registered nursing in this State under the Nurse Licensure Compact;

(2) Complete, in full, the application for certification as a nurse practitioner for each area in which certification is sought;

(3) As part of the application, submit to the Board:
(a) Documentation that the applicant has graduated from a Board-approved educational program for nurse practitioners;

(b) Documentation of certification as a nurse practitioner by a national certifying body recognized by the Board; and

(c) Identification of a designated mentor for 18 months as defined in Regulation .01 of this chapter; and

(4) Pay all fees established by the Board.

(2) Have graduated from a Board approved accredited graduate level program for nurse practitioners at the Masters’ level or higher that meets the requirements of Regulation .06 of this Chapter.

(3) Hold a current national certification:

(a) From the AANPNCCB or other national certifying body recognized by the Board; and

(b) For each area of specialization in which certification is sought.

(4) Submit to the Board a completed application for certification as a nurse practitioner for each area of specialization in which certification is sought;

(5) Comply with all the requirements set forth in COMAR 10.27.01.04;

(6) Demonstrate written and oral competency in the English language;

(7) If the applicant has not been certified by the Board or any other Board of Nursing, identify a designated mentor for 18 months as defined in Regulation .01 of this; and

(8) Pay all fees.

C. The Board shall:
(1) Maintain an up-to-date list of all nurse practitioners certified in the State; and
(2) Include on the nurse practitioner’s registered nursing license an indication that the licensee is
certified as a nurse practitioner and designate the nurse practitioner’s area of specialization.

D. The Board shall certify a nurse practitioner consistent with the nurse practitioner’s
specialty, education, and [national certification.

.03 Nurse Practitioner – Scope and Standards of Practice. (text unchanged)

.04 Renewal of Certification.

A. A certification as a nurse practitioner expires at the same time as the nurse practitioner's
registered nursing license.

B. [In accordance with the provisions of Health Occupations Article, §8-312, Annotated Code
of Maryland, before] Before a nurse practitioner's certification expires, the nurse practitioner
may renew [for an additional term if the nurse practitioner] the certification biennially if the
nurse practitioner:

(1) Is otherwise entitled to be certified;

[(2) Pays to the Board all appropriate renewal fees set by the Board; and]

[(3)] (2) Submits to the Board:

[(a) A renewal application on the form required by the Board; and

(b) Documentation of every current certification as a nurse practitioner by any national
certification body that was the basis of the Board’s initial certification under Regulation .03B(3)
of this chapter.]
(a) Documentation of every current national certification as a nurse practitioner from a national certifying body recognized by the Board that was the basis of the Board's initial certification under Regulation .02. B. (3) of this Chapter; and

(b) A completed renewal application on the form that the Board requires; and

(3) Pays all fees.

C. Certified nurse practitioner renewal applicants who are authorized to practice registered nursing in this State under a multistate licensure privilege shall be periodically required to submit to a criminal history records check in accordance with the schedule and requirements set forth in COMAR 10.27.01.13J-N.

[C.] D. [A nurse practitioner shall maintain an active certification while practicing] The certified nurse practitioner shall ensure that the Board has a record of each renewed national certification if any national certification expires before the registered nurse license renewal date.

[D.] E. Certification as a nurse practitioner in an area of specialization shall be deemed to have lapsed if the Board does not have a record of the current active national certification at renewal in that area of specialization.

F. Practicing on an expired national certification is prohibited and subject to discipline under Health Occupations Article, §8-316(a), Annotated Code of Maryland.

.05 Practice Before Maryland Certification.

A. A registered nurse who has completed a Board-approved educational program for nurse practitioners and who has applied to take a Board-approved national certifying examination may
practice as a nurse practitioner graduate before certification in this State upon approval of the Board if the nurse has:

(1) [A current license to practice nursing in this State;]

(2) Submitted [in full the] a completed application for [State] certification as a nurse practitioner in this State in accordance with Regulation .02 of this Chapter;

(3) Paid all fees established by the Board;

(4) Completed a nurse practitioner education program approved by the Board;

(5) Presented evidence of submission of an application to take a Board-approved national certification examination; [and]

(6) Provided the name of a certified nurse practitioner, who has an active unencumbered Maryland license to practice as a registered nurse or a compact RN State license a multistate privilege to practice registered nursing in this State under the Nurse Licensure Compact, who will directly supervise the nurse practitioner graduate; and

(5) Paid all fees.

B. If a certified nurse practitioner is not available in the graduate’s practice setting, as required in §A(6) of this regulation, a physician may provide this direct supervision if the nurse practitioner graduate provides the Board with the name of a certified nurse practitioner, who has an active unencumbered Maryland license to practice registered nursing or a compact RN State license a multistate licensure privilege to practice registered nursing in this State under the Nurse Licensure Compact, with whom the nurse practitioner graduate has regular consultation.

C. A nurse practitioner graduate who fails the Board-required examination shall immediately cease practice as a nurse practitioner graduate.
D. An application for Maryland certification shall remain on file for a period of 18 months. During this time, applicants who have failed a national certifying examination may retake the examination and, upon proof of passing, may become eligible for Maryland certification.

.06 Education.

A. An applicant certified by a national certifying body before October 1, 2010, who is certified by the Board and in good standing shall be deemed to meet the education requirements under this regulation.

B. An applicant for certification shall be a graduate from a Board-approved nationally accredited education program for nurse practitioners in a school of nursing that:

1) Provides advanced practice instruction at the Masters’ level or higher in a clinical nursing program;

2) Is accredited by a nursing accrediting body recognized by the United States Department of Education, the Council for Higher Education Accreditation, or any other national accrediting body recognized by the Board;

3) Follows established educational standards that build upon educational preparation and experience as a registered nurse;

4) Ensures completion of the advanced practice core, nurse practitioner core, and population specific core competencies;

5) Has a didactic and clinical curriculum that, at a minimum, includes advanced courses in:

   a) Physiology and pathophysiology;

   b) Physical and health assessment;

   c) Pharmacology; and
(d) Diagnosis and management of health problems and diseases commonly encountered within the respective nurse practitioner’s population focus;

(6) Provides didactic courses and supervised clinical experiences of sufficient depth and breadth in the nurse practitioner role and the specific population focus of the program; and

(7) Ensures that graduates of the program are eligible for national certification and Maryland 
[licensure] certification.

C. To be a Board-approved education program, the program shall:

1) Be a nationally accredited education program; and

2) Ensure ongoing competence and maintenance of certification by:

   a) Providing a mechanism for renewing certification;

   b) Having a renewal of certification process that is acceptable to the Board; and

   c) Developing a mutually agreeable procedure that ensures communication with the Board.

.07 Preparing and Dispensing. (text unchanged)

.08 Endorsement Applicants.

A. The Board may waive any requirement for certification under this chapter only if the applicant:

1) Completes the application required by the Board;

2) Pays any fee required by the Board; and

3) Became licensed or certified in another state under requirements substantially equivalent to the requirements of Health Occupation Article, Title 8, Annotated Code of Maryland and this chapter.
B. In accordance with Health Occupations Article, §8-315, Annotated Code of Maryland, a temporary practice letter issued to an applicant authorizes the holder to practice as a certified nurse practitioner in this State while the temporary practice letter is effective.

**10.27.09. - Practice of the Registered Nurse – (June 20, 2017)**

**.01 Definitions.** A. In this chapter, the following terms have the meanings indicated.

B. Terms Defined.

(1) —(14) (text unchanged) **(15) “Multistate licensure privilege” has the meaning set forth in COMAR 10.27.01.01B. (11).**

[(15)][(16) —[(20)] (21) (text unchanged)

[(21)][(21)] "RN" means a registered nurse as defined in Health Occupations Article, §8-301, Annotated Code of Maryland] **Registered nurse (RN)” means an individual who is licensed by the Board as a registered nurse or has a multistate licensure privilege to practice registered nursing in this State under the Nurse Licensure Compact.**

[(22)] (23)—[(28)](29) (text unchanged)

.02—.04 (text unchanged)

**10.27.10. (July 24, 2017) - Practice of Licensed Practical Nurse**

**.01 Definitions.**

A. The following terms have the meanings indicated.

B. Terms Defined.
(1) "Assessment" means the act of gathering and identifying data about the client.

(2) “Assign” means the transfer of responsibility from one nurse to another, each having legal authority to perform the function as permitted by the licensee’s scope of practice.

(3) “Board” means the Board of Nursing.

(4) “Case management” means a collaborative process that assesses, plans, implements, coordinates, monitors, and evaluates options and services to meet the client’s health needs through enhanced communication and use of available resources to promote quality client outcomes and cost effective care.

(5) “Client” means an individual who is under the licensee’s direct or indirect care.

(6) Comprehensive Nursing Assessment.

(a) “Comprehensive nursing assessment” means an assessment performed by a registered nurse which is the foundation for the analysis of the assessment data to determine:

   (i) The nursing diagnosis;

   (ii) Expected client outcomes; and

   (iii) The client’s plan of care.

(b) “Comprehensive nursing assessment” includes, but is not limited to:

   (i) Extensive initial and ongoing data collection for individuals, families, groups, and communities;

   (ii) A focused nursing assessment;

   (iii) Past history, current health status, and potential changes in the client’s condition;

   (iv) Identification of alterations to the client’s previous condition; and

   (v) Synthesis of the biological, psychological, spiritual, and social aspects of the client’s
condition.

(7) “Contributes” means to participate as a team member in the nursing team relationship.

(8) “Delegating” means the act of authorizing an unlicensed individual, a certified nursing assistant, or a certified medication technician to perform selected acts of registered nursing or licensed practical nursing.

(9) “Evaluation” means the review and analysis of the extent to which the assessment, planning, and implementation were effective in resolving the client’s health problem.

(10) Focused nursing assessment.

(a) “Focused nursing assessment” means an appraisal of a client’s current health status and situation at hand;

(b) “Focused nursing assessment” includes the reporting of information to other members of the health care team.

(11) "Goal" means a measurable result to be achieved by a client which is either long- or short-term.

(12) “Implementation” means the carrying out of the nursing plan of care.

(13) “Licensed nurse” means a licensed practical nurse or registered nurse [licensed by the Board under the provisions of Health Occupations Article, Title 8, Annotated Code of Maryland].

(14) “Licensed practical nurse (LPN)” means an individual who is licensed by the Board [of Nursing] to practice licensed practical nursing or who holds a multistate licensure privilege to practice licensed practical nursing in this State under the Nurse Licensure Compact.

(15) “Multistate licensure privilege” has the meaning set forth in COMAR
02.01.01B(11).

[(15)](16)—[(18)](19) (text unchanged)

[(19)](20) “Registered nurse (RN)” means an individual licensed by the Board of Nursing or who holds a multistate licensure privilege under the Nurse Licensure Compact to practice registered nursing in this State.

[(20)](21)—[(25)](26) (text unchanged)

.02—.04 (text unchanged)

Chapter 11 – Delegation of Nursing Functions

10.27.11

.02 Definitions.

A. In this chapter, the following terms have the meanings indicated.

B. Terms Defined.

(1) "Accountability" means being answerable for actions of self or others.

(2) "Board" means the Board of Nursing.

(3) "Certified medicine aide (CMA)" means an individual who meets the requirements as stated in COMAR 10.39.01 and 10.39.03.

(4) "Certified nursing assistant (CNA)" means an individual certified by the Board as a nursing assistant.

(5) "Client" means the recipient of nursing care.

(6) "Delegation" means the act of authorizing an unlicensed individual, a certified nursing assistant, or a medication technician to perform acts of registered nursing or licensed practical nursing.
(7) "Evaluation" means the review and analysis of the extent to which the assessment, nursing diagnosis, planning, and implementation phases of the nursing process were effective in resolving the client's identified problems.

(8) “Family” means related family members, foster parents, domestic partners, and legal guardians.

(9) "Geriatric nursing assistant (GNA)" means a CNA who has successfully completed the requirements for a GNA set forth in 42 CFR §§483.151—483.156 and COMAR 10.39.01.

(10) "Home health aide (HHA)" means a CNA who has successfully completed the requirements for certification as a HHA set forth in 42 CFR §484.36 and COMAR 10.39.01.

(11) "Licensed practical nurse" means an individual [licensed to practice licensed practical nursing as defined in Health Occupations Article, §8-301, Annotated Code of Maryland] who is licensed by the Board to practice licensed practical nursing or has a multistate licensure privilege to practice licensed practical nursing in this State under the Nurse Licensure Compact.

(12) "Medication technician" means an individual who completes a 20-hour course in medication administration approved by the Board and is certified by the Board.

(b) "Model of nursing practice" may not supersede a delegating nurse's prudent judgment regarding:

(i) Delegation of a nursing function to a certified nursing assistant, an unlicensed individual, or a medication technician; or

(ii) A particular delegated nursing function to that individual or individuals.

(14) “Multistate licensure privilege” has the meaning set forth in COMAR
Chapter 12 Nurse Psychotherapists in Independent Practice (Clinical Nurse Specialists)

10.27.12.

01. (text unchanged)

02 Definitions.

A. The following terms have the meanings indicated.

B. Terms Defined.

[(1) "Advanced practice registered nurse/psychiatric mental health (APRN/PMH)" means a registered nurse certified by the Board to autonomously and independently engage in activities authorized by this chapter.]

[(I) “Advanced practice registered nurse (APRN)” means a registered nurse who is certified by the Board s:
(a) A certified nurse midwife (CNM);
(b) A certified registered nurse anesthetist (CRNA);
(c) A certified nurse practitioner (CRNP); or
(d) A clinical nurse specialist (CNS).

(2) "Board" means the Maryland Board of Nursing.

(3) “Certification” means the permission to practice as a PMH/APRN granted by the Board to a registered nurse who has:

(a) Met all the specified requirements of a national certifying body recognized by the Board; and

(b) Complied with the requirements of this Chapter.

(4) "Mental health diagnosis" means the identification of a potential or an actual alteration in an individual's mental health status.

(5) “Multistate licensure privilege” has the meaning set forth in COMAR 10.27.01.01B.(11).

(6) "Nurse psychotherapist" means a registered nurse, certified as a PHH/APRN under this chapter, who utilizes psychotherapy in a formally structured, contractual relationship between the nurse therapist and a client.

(7) “Psychiatric mental health/advanced practice registered nurse (PMH/APRN)” means an advanced practice registered nurse who:

(a) Is certified by the Board as a clinical nurse specialist in the practice of psychiatric mental health; and

(b) Autonomously and independently engages in activities authorized by this chapter.
"Psychobiological interventions" means interventions which integrate physiological and psychological dimensions of care and include a range of therapies from diet/nutrition regulation, hypnosis, and relaxation techniques to the use of pharmacologic agents.

“Registered Nurse” means an individual who is licensed by the Board to practice registered nursing or has a multistate licensure privilege to practice registered nursing in this State under the Nurse Licensure Compact.

.03 Certification.

An applicant for certification to practice as an APRN/PMH in independent practice shall:

A. Be a registered nurse currently licensed in Maryland Hold a current Maryland license in good standing to practice registered nursing or a multistate licensure privilege to practice registered nursing in this State under the Nurse Licensure Compact;

B. Have:

(1) Until June 30, 2012, a master's or higher degree; or

(2) After June 30, 2012, a master’s or higher degree in psychiatric mental health nursing or, in the judgment of the Board, an equivalent master’s or higher degree.] Have graduated from a Board approved graduate level education program for clinical nurse specialists in psychiatric mental health nursing at the Masters’ level or higher that is accredited by a national accrediting body recognized by the Board.
C. Hold current certification as a clinical nurse specialist in psychiatric or mental health nursing issued by the American Nurses Credentialing Center (ANCC) or by any other national accrediting body approved recognized by the Board;

D. [Complete the application for Maryland certification as a nurse psychotherapist on a form approved by the Board; and] Submit to the board a completed application for certification as a clinical nurse specialist, PMH/APRN;

E. Comply with all the requirements set forth in COMAR 10.27.01.04;

F. Demonstrate written and oral competency in the English language; and

G. Pay all fees established by the Board in COMAR 10.27.01.

.04 Practice Before Maryland Certification.

A. A registered nurse who meets the qualifications to sit for a national certifying examination acceptable to the Board or who has taken that examination and is waiting for the results, may practice in this State as an APRN/PMH graduate if the:

1) Practice is under the supervision of a Maryland certified APRN/PMH who shall be readily available to the APRN/PMH graduate;

2) Supervising APRN/PMH agrees on a written supervision agreement on a form to be prescribed by the Board to provide the supervision;

3) APRN/PMH graduate:

   a) Completes the application for Maryland certification as a nurse psychotherapist, as a clinical nurse specialist in psychiatric mental health; and

   b) Pays the certification application fee established by the Board in COMAR 10.27.01.
B. [An **APRN/PMH**] *A PMH/APRN* graduate who has entered into a supervision agreement shall immediately notify the Board and the supervising **APRN/PMH** of the results of the national certifying examination.

C. [An **APRN/PMH**] *A PMH/APRN* graduate may not continue to practice under supervision for more than 24 months from the filing of all documents required under §A of this regulation or after the denial of certification, whichever occurs first.

**.05 Scope of Practice.**

The **APRN/PMH** *PMH/APRN* may perform independently, autonomously, and in a variety of settings, the following functions:

A. Establish a mental health diagnosis;

B. Evaluate and manage psychobiological intervention;

C. Provide individual therapy;

D. Provide group therapy;

E. Provide family therapy;

F. Provide any therapy which purpose is to:

(1) Effect change in the client in an attempt to alleviate emotional disturbances,

(2) Reverse or change maladaptive behavior, and

(3) Facilitate personality growth and development;

G. Provide consultation to health care providers and others to:

(1) Influence the plans of care for clients,

(2) Enhance the abilities of others to provide behavioral, psychiatric, and mental health care, and

(3) Effect change in systems;
H. Provide behavioral rehabilitation care; and

I. Utilize advanced practice skills to independently provide:

(1) Case management including psychiatric rehabilitation and home care, and

(2) Health teaching, health promotion, health prevention, and aid to the client in developing healthy patterns of living.

.06 Standards of Practice. (text unchanged)

.07 Renewal of Maryland Certification.

A. Certification as an APRN/PMH expires at the same time as the license to practice registered nursing.

B. In order to renew the certification, the APRN/PMH shall:

(1) Complete an application form approved by the Board;

(2) Pay a fee established by the Board in COMAR 10.27.01; and

(3) Demonstrate that the APRN/PMH is certified as required in Regulation .03 of this chapter.

Before a PMH/APRN’s certification expires, the PMH/APRN may renew the certification biennially if the PMH/APRN:

(1) Is otherwise entitled to be certified;

(2) Submits to the Board:

(a) Documentation of a current national certification as a PMH/APRN from a national certifying body recognized by the Board; and

(b) A completed renewal application on a form that the Board requires; and

(3) Pays all fees.
C. PMH/APRN renewal applicants who are authorized to practice registered nursing in this State under a multistate licensure privilege shall be periodically required to submit to a criminal history check in accordance with the schedule and requirements set forth in COMAR 10.27.01.13J.-N.

D. The PMH/APRN shall ensure that the Board has a record of the renewed national certification if the national certification expires before the registered nurse license renewal date.

E. Certification as a PMH/APRN shall be deemed to have lapsed if the Board does not have a record of a current active national certification.

F. Practicing on an expired national certification is prohibited and subject to discipline under Health Occupations Article, §8-316(a), Annotated Code of Maryland.

G. The Board shall maintain an up-to-date list of all PMH/APRNs certified in this State and include on the license an indication that the licensee is a PMH/APRN.

.08 Unlawful Practices.

A. Unless authorized to practice under this chapter, an individual may not use the words "advanced practice registered nurse/psychiatric mental health", "nurse psychotherapist", "psychiatric mental health/advanced practice registered nurse", or any other words, letters, or symbols with the intent to represent that the individual is an advanced practice registered nurse/a psychiatric-mental health advanced practice registered nurse.

B. An individual certified under this chapter is subject to the disciplinary sanctions set forth in Health Occupations Article, Title 8, Annotated Code of Maryland.
C. An individual may not practice as an APRN/PMH or nurse psychotherapist in this State unless the individual is certified under this chapter.

Chapter 16 – Registered Nurse – Worker’s Compensation Case Manager

10.27.16. September 14, 2017

.02 Definitions.

A. In this chapter, the following terms have the meanings indicated.

B. Terms Defined.

(1) "Board" means the Board of Nursing.

(2) "Board-approved course" means an educational offering specific to the case management of the injured worker under the Workers' Compensation Commission which meets the criteria established by the Board.

(3) "Commission" means the Workers' Compensation Commission.

(4) Medical Case Management.

(a) "Medical case management" means any type of contact, including electronic, written, and personal, with the injured worker, for the purpose of the planning and coordination of health services appropriate to achievement of medical rehabilitation of the injured worker.

(b) "Medical case management" includes but is not limited to:

(i) Case assessment;

(ii) Implementation and coordination of services with the injured worker, family, and health care providers;

(iii) Evaluation of treatment results;
(iv) Coordinating community re-entry;

(v) Return to work with the employer of injury; and

(vi) Referral for further vocational rehabilitation services.

(5) "Medical claims consultant" means a registered nurse who consults on medical aspects of an injured worker's rehabilitation without any contact with the injured worker.

(6) “Multistate licensure privilege” has the meaning set forth in COMAR 10.27.01.01B.(11).

(6) (7) "RN" means an individual who is licensed by the Board to practice registered nursing or has a multistate licensure privilege to practice registered nursing in this State under the Nurse Licensure Compact.

(7) "RN-WCCM" means a registered nurse-workers' compensation medical case manager.

.03 Certification Requirements.

A. [To practice] For certification as an RN-WCCM, an applicant shall:

(1) Complete in full an application on the Board-required form;

(2) Hold a current license to practice registered nursing in the State or a multistate licensure privilege to practice registered nursing in this State under the Nurse Licensure Compact;

(3) Pay all fees established by the Board in COMAR 10.27.01; and

(4) Submit documentation of successful completion of a Board-approved course;

(3) Submit to the Board a completed application for certification as a RN-WCCM; and

(4) Pay all fees set forth in COMAR 10.27.01.
B. An RN, practicing as a case manager of the injured worker before the effective date of this chapter, may be certified as an RN-WCCM and is exempt from meeting the requirements of §A(4) of this regulation if the individual complies with all other requirements of this chapter.

[C.] B. The Board shall include on the RN's license the designation as a WCCM.

[D.] C. Certification by Endorsement. An applicant from out-of-State shall meet the requirements as stated in this regulation.

.04 Renewal of Certification.

A. Unless renewed biennially, a certification to practice as an RN—WCCM's authorization to practice expires at the same time as the registered nurse license unless renewed for a 1-year term as provided in §B of this regulation.

B. Before certification as an RN—WCCM's authorization expires, the individual RN-WCCN may renew the certification for an additional 1-year term, if the RN—WCCM:

1. Is otherwise entitled to be certified;
2. Has practiced a minimum of 1,000 hours in the past 2 years as an RN—WCCM;
3. Pays to the Board all renewal fees set by the Board in COMAR 10.27.01; and
4. Submits a completed application for renewal on the form the Board requires; and
5. Pays all fees set forth in COMAR 10.27.01.

C. If the licensee registered nurse does not meet the practice requirement stated in §B(2) of this regulation, the individual registered nurse shall complete a Board-approved course before becoming to be eligible for recertification renewal of the RN-WCCM certification.

.05 Notice to Workers' Compensation Commission.
The Board shall:

A. Notify the Commission of:

(1) The status of any [licensee] RN-WCCM regulated under this chapter; and

(2) Any RN-WCCM who fails to renew [the license] their certification; and

B. Provide the Commission quarterly reports of disciplinary actions taken against any licensee governed by this chapter.

.06 (text unchanged

.08 Course Requirements.

A. Each course shall have a minimum of 16 hours of theory content.

B. The curriculum shall include the following content areas:

(1) An historical perspective of case management;

(2) Insurance terms and types of coverage—general;

(3) Federal and State insurance statutes and regulations governing workers’ compensation;

(4) Stakeholders—roles, responsibilities, ethical considerations, and goals;

(5) Maryland Nurse Practice Act; and

(6) Case management[,] including:

   (a) Assessment;

   (b) Planning;

   (c) Implementation;

   (d) Evaluation;

   (e) Written reporting; and

   (f) Communication.
C. The course offering shall use texts from a Board-approved list.

.09 Faculty.

A. Qualifications. Faculty shall hold a:

(1) Current [RN licensure] license in Maryland to practice registered nursing or a multistate licensure privilege to practice registered nursing in this State under the Nurse Licensure Compact; and

(2) Certification as a case manager by a certifying body recognized by the Board.

B. Responsibilities. Faculty shall:

(1) Plan, implement, and evaluate the course at periodic planned intervals; and

(2) Develop and utilize written examinations to measure achievement of course objectives.

.10 Unlawful Practice. (text unchanged)

Chapter 18 – Monetary Penalties

10.27.18

.01 Scope. (text unchanged)

.02 Definitions.

A. In this chapter, the following terms have the meanings indicated.

B. Terms Defined.

(1) "Board" means the Board of Nursing.

(2) "Licensee" means, unless the context requires otherwise, a holder of a license issued by the Board to practice registered nursing or licensed practical nursing in
Maryland to the extent permitted under a registered nurse, a licensed practical nurse, or an advanced practice nurse as defined in Health Occupations Article, §8-101, Annotated Code of Maryland.

(3) "Penalty" means monetary fine.

.03 Imposition of Penalty Generally.

A. The Board may impose a penalty against a registered nurse or a licensed practical nurse licensed in this State licensee if the Board finds that there are grounds to take action against the licensee pursuant to Health Occupations Article, §8-316, Annotated Code of Maryland.

B. The penalty in §A of this regulation may be imposed instead of or in addition to suspending or revoking the license, reprimanding the licensee, or placing the licensee on probation.

.04 Imposition of Penalties on Licensees.

A. A penalty of not less than $100 or more than $1,000 may be imposed by the Board on a licensee if found guilty of any of the following:

(1) Filing a false report or record of an individual under the licensee's care;

(2) Giving any false or misleading information about a material matter in an employment application;

(3) Failing to file or record any health record that is required by law;

(4) Obstructing the filing or recording of any health record as required by law;

(5) Inducing another individual to fail to file or record any health record as required by law;

(6) Violating any provision of Health Occupations Article, §8-316, Annotated Code of Maryland;

(7) Submitting a false statement to collect a fee;
(8) Being professionally, physically, or mentally incompetent;

(9) Providing professional services while:

   (a) Under the influence of alcohol[,]. or

   (b) Using any narcotic or controlled dangerous substance, as defined in Criminal Law
Article, Annotated Code of Maryland, or other drug that is in excess of therapeutic amounts or
without valid medical indication;

(10) Knowingly failing to report suspected child abuse in violation of Family Law Article, §5-
704, Annotated Code of Maryland;

(11) Refusing, withholding, denying, or discriminating against an individual with regard to the
provision of professional services for which the licensee is licensed and qualified to render care
because the individual is HIV positive;

(12) Except in an emergency life-threatenining situation where it is not feasible or practicable,
failing to comply with the guidelines on universal precautions which are incorporated by
reference in COMAR [10.06.01.02B(13)] 10.06.01,01-1;

(13) Being in independent practice and failing to display the notice required under Health
Occupations Article, §8-506, Annotated Code of Maryland;

(14) Failing to begin to fulfill a public service requirement within 1 year of when the assignment
is to begin that was a condition of the applicant or licensee receiving State or federal loans or
scholarships for the applicant's or licensee's nursing education; or

(15) Being expelled from the [rehabilitation] Safe Practice program established pursuant to
Health Occupations Article, §8-208, Annotated Code of Maryland, for failure to comply with
the conditions of the program.
B. Violation of Probation. A penalty of $100 per violation may be imposed by the Board on a licensee who fails to comply with the conditions of probation.

C. A penalty of not less than $1,000 or more than $5,000 may be imposed by the Board on a licensee found guilty of any of the following:

(1) Fraudulently or deceptively obtaining or attempting to obtain a license for the applicant or for another;

(2) Fraudulently or deceptively using a license;

(3) Being disciplined by a licensing or disciplinary authority of any other state or country or convicted or disciplined by a court of any state or country for an act that would be grounds for disciplinary action under the Board's disciplinary statutes;

(4) Being convicted of or pleading guilty or nolo contendere to a felony or to a crime involving moral turpitude whether or not any appeal or other proceeding is pending to have the conviction or plea set aside.

D. The Board may impose a penalty of not less than $500 or more than $5,000 upon a licensee found guilty of knowingly doing any act that has been determined by the Board, in the Board's regulations, to exceed the scope of practice authorized to the individual under this title when the violation is:

(1) Determined to be willful or actual harm results, or both, the penalty may range from $500 to $5,000;

(2) Determined to be willful and there is potential harm to the public, the penalty may range from $500 to $2,000;
(3) Determined to be negligent or actual harm results, or both, the penalty may range from $500 to $5,000;

(4) Determined to be negligent and there is potential harm to the public, the penalty may range from $500 to $2,000; and

(5) A repeat offense, the penalty may be double the amount for the category of offense described in this section, not to exceed $5,000.

E. A penalty of up to $1,000 per violation may be imposed by the Board on a licensee who knowingly abuses a patient without causing patient harm.

F. A penalty of up to $5,000 per violation may be imposed by the Board on a licensee who knowingly abuses a patient and causes patient harm.

G. Fines other than those stated above may be imposed at the discretion of the Board.

H. Failure to Renew.

(1) The Board may impose the following penalties on a licensee for failure to renew licensure:

   (a) Not less than $150 per month for practicing on a [nonrenewed] non-renewed license for a period of up to 1 year; or

   (b) Amount to be determined by the Board for practicing nursing with a license that was [nonrenewed] non-renewed for a period of more than 1 year.

(2) A penalty of up to $5,000 may be imposed by the Board on a director of nursing found guilty of employing nurses with lapsed licenses on two or more occasions within 1 year.

.05 Payment of Monetary Penalties.

A. The licensee shall pay all fines by cashier’s check or money order made payable to the Board and delivered personally or by certified mail to the Board within 60 days of the date of the order.
B. The Board shall pay all monies collected by the Board pursuant to these regulations into the general fund of the State.

Chapter 19 – Code of Ethics

10.27.19  (September 15, 2017)

.01 Definitions.

A. In this chapter, the following terms have the meanings indicated.

B. Terms Defined.

(1) Abandonment.

(a) “Abandonment” means:

(i) Termination by a nurse of a client assignment which had been accepted by the nurse, without reasonable notification to the immediate supervisor to allow for the continuation of the client’s care;

(ii) In the case of a natural disaster or a federal, State, county, or city declaration of an emergency, refusal by a nurse of an assignment, mandatory overtime, or both; or

(iii) In the case of a private duty assignment or hospice, if the nurse is the sole provider of care, failure to report for assigned duty or leaving the client unattended at the end of the assigned shift without prior notification to the nursing supervisor, the cognitive capable adult client, or the client’s designated representative.

(b) "Abandonment" does not include the declining by a nurse of employer-stipulated mandatory overtime.
(2) “Accepting a client assignment” means a nurse has arrived on duty and assumed responsibility for client care based on the nurse’s reasonable and prudent professional judgment and the standards of nursing practice.

(3) "Board" means the Board of Nursing.

(4) “Client” means a patient, resident, or recipient of care.

(5) “Electronic devices” means, but is not limited to, any of the following:

(a) Telephones with recording and picture-taking ability;

(b) Digital cameras or any other device that can record pictures and data;

(c) Facsimile machines, photocopiers, and scanners for copying; and

(d) Recording devices.

(6) "Licensee" means:

(a) a holder of a license issued by the Board to practice registered nursing or licensed practical nursing in Maryland to the extent permitted under Health Occupations Article, §8-101, Annotated Code of Maryland.

(7) “Multistate licensure privilege” has the meaning set forth in COMAR 10.27.01.01B.(11).

(8) “Nurse” means a registered nurse, licensed practical nurse, or advanced practice registered nurse as determined in Health Occupations Article, §8-101, Annotated Code of Maryland.

[(7)] (8) “Social media” means any form of electronic communication, including, but not limited to, communication by use of websites for social networking and blogging through which users create online communities to share information, ideas, personal messages, and other
Chapter 20 – Management of Infusion Therapy by the Registered Nurse
and the Licensed Practical Nurse

10.27.20 July 24, 2017)

.01 Exclusion from Regulations.

This chapter is not applicable to, and does not restrict or limit, other health care practitioners who are authorized to perform these duties under their respective laws.

.02 Definitions.

A. In this chapter, the following terms have the meanings indicated.

B. Terms Defined.

(1) "Administer" means to hang or give subsequent fluids and medications.

(2) "Antineoplastic" means:

(a) Chemical or biologic agents that have a toxic effect on the disease-causing agent or modify the host environment; or

(b) Drugs that are capable of destroying invading organisms or malignant tumor cells.

(3) "Arterial catheter" means a catheter or needle inserted into an artery.

(4) "Assign" means to designate another licensee to be responsible and accountable to perform nursing acts that are within the licensee's scope of practice, knowledge, judgment, and skill.

(5) "Central venous catheter (CVC)" means a catheter whose tip is located in a central vessel.
(6) "Chronic dialysis client" means a client with end stage renal disease who is receiving routine dialysis treatments in an outpatient facility.

(7) "Clinical competence" means the demonstrated ability to perform the identified IV tasks consistent with the standards established by the INS, ONS, or other bodies approved by the Board.

(8) "Comprehensive assessment" means a nursing assessment that includes:

   (a) The specific individual patient's clinical status;

   (b) Medical treatment regime; and

   (c) Complexity of the infusion therapy treatment regime including:

      (i) The purpose and effects of the specific infusate or medication,

      (ii) Skills to access and de-access the infusion catheter access device, and

      (iii) The potential harm to the patient should an error occur.

(9) Direct Supervision.

   (a) "Direct supervision" means oversight exercised by a registered nurse who is present on the unit of care during the infusion therapy process.

   (b) "Direct supervision" includes the actions of:

      (i) Observation;

      (ii) Assessment;

      (iii) Evaluation; and

      (iv) Direction.

(10) "First dose" has the meaning defined by the facility's policies and procedures.

(11) "Hypodermoclysis" means the infusion of fluids into subcutaneous tissue for hydration.
(12) Implanted Port.

   (a) "Implanted port" means a reservoir surgically placed under the skin and attached to a catheter which is placed in a vessel, body cavity, or organ.

   (b) "Implanted port" is often referred to as a medi-port, port-a-cath, infuse-a-port, infusion port, or a subcutaneous port.

(13) "Implanted pump" means a catheter surgically placed into a vessel, body cavity, or body space, and attached to a reservoir placed under the skin, that contains a pumping mechanism for continuous medication administration.

(14) "Infusion therapy" means the initiation and administration of medication, fluids, and nutrients via an intravenous access device.

(15) "Initiate" means to hang and administer the first dose of medications or fluids.

(16) "INS" means Infusion Nurses Society.

(17) "Intraventricular reservoir" means a catheter threaded through the dura into a ventricle of the brain.

(18) “Licensee” means a holder of a Maryland license issued by the Board to practice reregistered nursing or licensed practical nursing or a multistate licensure privilege under the Multistate Licensure Compact to practice registered nursing or licensed practical nursing in this State.

(23) “Multistate licensure privilege” has the meaning set forth in COMAR 10.27.01B.(11).

(22) (24) — [28] (30) (text unchanged)
"RN" means a registered nurse as defined in Health Occupations Article, §8-101(p), Annotated Code of Maryland.

.03 Education.

To perform infusion therapy, an RN or an LPN, the licensee shall:

A. Complete an infusion therapy program of study which contains didactic content and a clinical practicum consistent with the standards of practice established by the INS or other bodies approved by the Board that includes but is not limited to:

1. Infusion access devices;
2. Selected infusates, blood, and blood components;
3. Nursing assessment and monitoring skills required for the infusion therapy acts to be performed;
4. Management of complications related to the infusion therapy and access devices; and
5. Delivery devices;

B. Have documented evidence of clinical competency before independently:

1. Inserting infusion devices; or
2. Managing the care of patients receiving infusion therapy;

C. Perform the infusion therapy acts on a frequent routine predictable basis in order to retain practice proficiency;

D. Be evaluated for continued clinical competency at planned periodic time intervals; and

E. Obtain additional education on nursing assessment and monitoring when the patient population changes.
.04 Infusion Therapy Acts — General.

The [RN or LPN] licensee shall comply with the employer’s written policies and procedures which are in compliance with this chapter regarding infusion therapy.

.05 — .06 (text unchanged)

Chapter 27 – Practice of Clinical Nurse Specialist

10.27.27 (September 15, 2017)

.01 Definitions.

A. In this chapter, the following terms have the meanings indicated.

B. Terms Defined.

(1) “Advanced practice registered nurse (APRN)” means a registered nurse who [holds a current license] is certified by the Board as:

(a) A certified nurse midwife (CNM);

(b) A certified registered nurse anesthetist (CRNA);

(c) A certified nurse practitioner (CRNP); or

(d) A clinical nurse specialist (CNS); and

(e) An advanced practice registered nurse/psychiatric mental health (APRN/PMH).

(2) “Board” means the Board of Nursing.

(3) “Certification” means the [status granted to an individual who has] permission to practice as a clinical nurse specialist granted by the Board to a registered nurse who:

(a) Met all the specified requirements of a national certifying body recognized by the Board; and
(b) Complied with the requirements of this chapter.

(4) “Clinical nurse specialist” means a licensed registered nurse who has:

(a) Received advanced nursing education at a master’s degree or higher level in a clinical nurse specialty after completing the basic registered nursing program;

(b) Completed a program in a clinical nurse specialty area accredited by:

(i) The National League for Nursing Accreditation Commission (NLNAC);

(ii) The Commission on Nursing Education (CCNE); or

(iii) Any other accrediting body recognized by the Board; and

(c) Been certified as a clinical nurse specialist in a clinical nurse specialty by a national certifying body recognized by the Board.

(5) “Multistate licensure privilege” has the meaning set forth in COMAR 10.27.01.01B.(11).

(6) “Registered nurse (RN)” means an individual who is licensed by the Board to practice registered nursing or has a multistate licensure privilege to practice registered nursing in this State under the Nurse Licensure Compact.

.02 Certification.

A. An applicant for certification as a clinical nurse specialist shall:

(1) Hold a current Maryland license in good standing to practice registered nursing or a multistate licensure privilege to practice registered nursing in this State under the Nurse Licensure Compact;
(2) Successfully complete a graduate degree level at an accredited college or university that prepares a registered nurse for certification as a clinical nurse specialist Have graduated from a Board-approved graduate level education program for a clinical nurse specialist at the master’s level or higher that is accredited by:

   (a) The National League for Nursing Accreditation Commission (NLNAC);

   (b) The Commission on Nursing Education (CCNE); or

   (c) Any other accrediting body recognized by the Board;

(3) Successfully complete a national certifying exam recognized by the Board for national certification as a clinical nurse specialist in the applicant’s area of practice;

(4) Be currently certified as a Hold a current national certification as a clinical nurse specialist by from a national certifying body recognized by the Board;

(5) Complete in full the Submit to the Board a completed application for certification as a clinical nurse specialist on a form approved by the Board; [and]

   (6) Comply with all requirement set forth in COMAR 10.27.01.01;

(7) Demonstrate oral and written competency in the English language; and

(6) (8) Pay all applicable fees established by the Board in COMAR 10.27.01.

B. Beginning on October 1, 2012, as long as the applicant remains certified and in good standing, the Board shall deem that an applicant meets the qualifications to be certified as a clinical nurse specialist if the applicant has:

(1) Been licensed as a registered nurse in Maryland or has a multistate privilege to practice registered nursing in this State under the Multistate Licensure Compact;

(2) Obtained a master’s degree or higher in Nursing;
(3) Practiced as a clinical nurse specialist; and

(4) One of the following:

   (a) An active certification as a clinical nurse specialist from a national certification body recognized by the Board;

   (b) An active national certification at the highest level in the applicant’s area of practice; or

   (c) A national certification at the highest level in the applicant’s area of subspecialty.

[.03 Certification by Endorsement.

A. An applicant for certification by endorsement shall:

(1) Apply for a license as a registered nurse in this State in accordance with Health Occupations Article, §8-307, Annotated Code of Maryland or hold a multistate privilege to practice registered nursing in this State under the Nurse Licensure Compact;

(2) Complete in full an application for Maryland certification as a clinical nurse specialist on a form approved by the Board;

(3) Submit documentation satisfactory to the Board that the applicant has completed a master’s or higher level education program in a clinical nurse;

(4) Is certified as a clinical nurse specialist by a national certifying body recognized by the Board; and

(5) Pay all applicable fees established by the Board in COMAR 10.27.01.]

[.04] .03 Renewal of Certification.

A. (1) [A certification] Certification as a clinical nurse specialist expires at the same time as the clinical nurse specialist’s registered nursing license.
B. In accordance with the provisions of Health Occupations Article, §8-312, Annotated Code of Maryland, before a clinical nurse specialist’s certification expires, the clinical nurse specialist may renew for an additional term if the clinical nurse specialist:

(1) Is otherwise entitled to be certified;

(2) [Pays to the Board the appropriate renewal fees set by the Board; and

(3)] Submits to the Board:

(a) A completed renewal application for clinical nurse specialist on the form approved by the Board requires; and

(b) Documentation of current national certification as a clinical nurse specialist from a national certifying body recognized by the Board; and

(3) Pays all fees.

C. Clinical nurse specialists who are authorized to practice registered nursing in this State under a multistate licensure privilege shall be periodically required to submit to a criminal history records check in accordance with the schedule and requirements set forth in COMAR 10.27.01.13J-N in order to renew a certification to practice as a clinical nurse specialist in this state.

[D.] The clinical nurse specialist shall ensure that the Board has a record of the renewed national certification if the national certification expires before the registered nurse license renewal date.

[E.] Certification as a clinical nurse specialist shall be deemed to have lapsed if the Board does not have a record of a current active national certification.
F. Practicing on an expired national certification is prohibited and is subject to discipline under Health Occupations Article, §8-316(a), Annotated Code of Maryland.

[.05] .04 Scope of Practice. (text unchanged)

[.06] .05 Practice Before Certification.

A. A registered nurse who has completed the education requirements for the advanced practice of a clinical nurse specialist and has registered for a national certifying exam recognized by the Board may practice in this State as a clinical nurse specialist graduate if the registered nurse has:

(1) A current license to practice registered nursing in this State or holds a multistate licensure privilege to practice registered nursing in this State under the Nurse Licensure Compact;

(2) Submitted a completed application for certification as a clinical nurse specialist graduate; and

(3) Submitted satisfactory evidence that the applicant has applied to take a national certifying exam recognized by the Board and has been accepted as a candidate for the exam.

B. A clinical nurse specialist graduate shall practice under the direct supervision of a certified clinical nurse specialist.

C. A clinical nurse specialist graduate shall cease practice immediately if the clinical nurse specialist graduate fails the required national certification exam as required in Regulation .02A(3) of this chapter.

D. A clinical nurse specialist graduate who fails the national certification exam may continue to work as a registered nurse until the clinical nurse specialist graduate passes a national certifying exam for clinical nurse specialist.

[.07] .06 Unlawful Practices. (Text unchanged)
Chapter 01 – Certification of Nursing Assistants

10.39.01 (September 15, 2017)

.01 Definitions.

A. In this chapter, the following terms have the meanings indicated.

B. Terms Defined.

(1) "Board" means the Maryland Board of Nursing.

(2) "Central Repository" means the Maryland Criminal Justice Information System [(CJIS)] Central Repository of the Department of Public Safety and Correctional Services.

(3) "Certificate" means a certificate issued by the Board to practice as a certified nursing assistant in this State.

(4) Certified Nursing Assistant (CNA).

(a) "Certified nursing assistant (CNA)" means an individual, regardless of title, who routinely performs nursing tasks delegated by a registered nurse (RN) or licensed practical nurse (LPN) for compensation.

(b) "Certified nursing assistant (CNA)" does not include:

(i) A medication assistant technician; or

(ii) An individual who merely provides assistance with activities of daily living unless the client's needs are such that adverse health consequences are predictable.

(5) "CFR" means the Code of Federal Regulations.

(6) "Criminal history records check" means the performance of both a State criminal history check by the Central Repository and a national criminal history check performed by the Federal
Bureau of Investigation (FBI).

(7) "Criminal history records information" means information provided by the criminal history records check regarding an applicant's criminal arrests, charges, and convictions and other dispositions of criminal charges.

(8) "Geriatric nursing assistant (GNA)" means a CNA who has successfully completed the requirements for a GNA set forth in 42 CFR §§483.151—483.156 and COMAR 10.07.02.39—.42.

(9) "Geriatric nursing assistant competency examination (GNA-CE)" means an examination which meets the requirements of 42 CFR §§483.151—483.156 [and COMAR 10.07.02.39—.42] to determine entry level competence for a GNA.

(10) "Home health aide (HHA)" means a CNA who has successfully completed the requirements for certification as an HHA set forth in 42 CFR §484.36, [and] COMAR 10.07.02.43, and .44 and COMAR 10.39.09.B.

(11) "Licensed practical nurse (LPN)" [has the meaning stated in Health Occupations Article, §8-101, Annotated Code of Maryland] means an individual who is licensed by the Board to practice licensed practical nursing or has a multistate licensure privilege to practice licensed practical nursing in this State under the Nurse Licensure Compact.

(12) "Maryland Geriatric Nursing Assistant Registry (MGNAR)" means the registry maintained by the State in compliance with 42 CFR §483.156.

(13) "Medication assistant (MA) technician (MT)" means an individual who has completed the [16-hour] 20-hour medication administration course approved by the Board.

(14) "Multistate licensure privilege" has the meaning set forth in COMAR
"Registered nurse (RN)" has the meaning stated in Health Occupations Article, §8-101, Annotated Code of Maryland means an individual who is licensed by the Board to practice registered nursing or has a multistate licensure privilege to practice registered nursing in this State under the Nurse Licensure Compact.

.02 Fees. (text unchanged)

.03 General Provisions for Applications. (text unchanged)

.04 Qualifications of Applicants for Certification. (text unchanged)

.05 Application for Certification.

A. An applicant shall:

(1) Comply with all of the requirements under Regulation .03A of this chapter; and

(2) Pay the required fee to the Board.

B. Each application for certification shall be signed by the administrator or faculty of the nursing assistant training program.

C. Applications may be signed before graduation. The person signing the application is responsible for submitting written verification of program completion to the Board within 5 business days of program completion.

D. Certification by Endorsement. An applicant certified as a nursing assistant in another state or territory is eligible for certification if the applicant:

(1) Complies with all of the requirements under Regulation .03A of this chapter;

(2) Pays the required fee; and

(3) Submits the following verifications directly to the Board from the appropriate authority:
(a) A certificate in good standing from another state or territory with requirements that are essentially similar to the requirements in this State;

(b) A certificate from an approved nursing assistant training program in that state or territory;

(c) A statement that the applicant has not committed any act or omission that would be grounds for discipline or denial of certification; and

(d) A statement that the applicant has no record of abuse, negligence, or misappropriation of a client's property or any disciplinary action taken or pending in any state or territory of the United States against the certification of the CNA.

E. A certificate may not be issued until the Board has:

(1) Received and reviewed the criminal history records information; and

(2) Approved the application.

F. The Board may issue a temporary practice certificate in accordance with Health Occupations Article §8-6A-07(g), Annotated Code of Maryland to an applicant who:

(1) Has met the appropriate certification requirements of this subtitle to the satisfaction of the Board; and

(2) Does not have a criminal record and has not been the subject of a health professional disciplinary action in this State or another jurisdiction.

G. Unless the Board suspends or revokes a temporary practice certificate, the temporary practice certificate expires 90 days after issuance.

E. A temporary practice certificate may be extended up to an additional 90 days if the applicant is awaiting the completion of criminal history record information.
.06 Issuance of Certification. *text unchanged*

.07 Renewal.

A. The Board shall [issue a renewal certificate to] **renew the certificate** of each certificate holder who meets the requirements of Health Occupations Article, §8-6A-08, Annotated Code of Maryland **and of this regulation**.

B. The certificate holder shall renew the certificate every 2 years by birth month.

C. [The Board shall mail out applications for renewal at least 3 months before the expiration date] **At least 3 months before a certificate expires, the Board shall send the certificate holder a renewal notice by:**

   (1) *First-class mail to the last known address of the certificate holder; or*

   (2) *Electronic means to the last known electronic address of the certificate holder.*

D. The certificate holder shall notify the Board if a renewal notice is not received.

E. The Board cannot guarantee that renewal applications received later than 30 days before the expiration date will be processed before the expiration date.

F. Individuals applying for renewal of [certification] **a certificate** shall provide satisfactory evidence of 16 hours of active employment, for compensation, as a nursing assistant within the 2-year period immediately preceding the date of renewal.

   **G. Individuals who do not meet the requirement of §F. of this regulation Are required to successfully complete a Board-approved Can education program.**

   **[G.] H.** Upon notification by the Board that a criminal history records check is required before renewal of certification, a renewal applicant shall comply with all requirements under Regulation .03A of this chapter.
H. After notification to the certificate holder at the address provided to the Board that a
criminal history records check is required for renewal, the Board may not renew a certificate
until the Board has [I:

(1) Received and reviewed the criminal history records information; and

(2) Approved the application received written documentation that the applicant has submitted
to a criminal history record check in accordance with Health Occupations Article, §§8-303 and
8-6A-08(k), Annotated Code of Maryland.

I. Individuals who do not meet the requirements of §F of this regulation are required to
successfully complete a Board-approved CNA education program.

J. The Board may grant a 30-day extension to a renewal applicant in accordance with Health
Occupations Article, §8-6A-08(g)(2), Annotated Code of Maryland.

K. The Board may grant up to two 90-day extensions of a temporary certificate pending
receipt of criminal history record information in accordance with Health Occupations Article,
§8-6A-08(g)(2), Annotated Code of Maryland. If a renewal applicant is out of the state, the
Board shall mail a packet to the applicant with the required renewal documents and
instructions for completing the documents.

K. The Board shall renew certificates biennially according to the following schedule:

(1) A certificate holder with an odd-numbered birth year shall always renew in an odd-
numbered year not later than the 28th day of the certificate holder’s birth month; and

(2) A certificate holder with an even-numbered birth year shall always renew in an even-
numbered year not later than the 28th day of the certificate holder’s birth month.
L. Criminal history records checks for renewal applicants shall be scheduled according to the certificate holder's birth month as follows:

1. In 2010 — all applicants with a June birth month;
2. In 2011 — all applicants with a July birth month;
3. In 2012 — all applicants with an August birth month;
4. In 2013 — all applicants with a September birth month;
5. In 2014 — all applicants with an October birth month;
6. In 2015 — all applicants with a November birth month;
7. In 2016 — all applicants with a December birth month;
8. In 2017 — all applicants with a January birth month;
9. In 2018 — all applicants with a February birth month;
10. In 2019 — all applicants with a March birth month;
11. In 2020 — all applicants with an April birth month; and
12. In 2021 — all applicants with a May birth month.

M. The Board shall mail out to every renewal applicant who is required to have a criminal history records check in the selected birth month, a packet with the required fingerprint documents and instructions for completing the documents, instructions for downloading the forms and completing the renewal application and how to obtain a criminal history records check.

N. Expiration of Certificate.

1. A certificate expires on the 28th day of the certificate holder's birth month.
(2) A certificate holder has a 30-day grace period beyond the expiration of the certificate to renew a certificate.

(3) The Board may impose a civil fine, not to exceed $50, on a certified nursing assistant who fails to renew a certificate within 30 days after the expiration date and practices as a certified nursing assistant during the period of expiration.

.08 Reinstatement.

A. The Board shall reinstate the certificate of a former certificate holder who has failed to renew the certificate for any reason, if the former certificate holder meets the renewal requirements in Regulation .07 of this chapter.

B. [After January 1, 2010, and] An applicant for reinstatement who has failed to renew the applicant's certificate for a period of 1 year or more is required to submit to a criminal history records check before the certificate is reinstated.

.09 Categories of CNA.

A. Geriatric Nursing Assistant.

(1) An applicant for certification as a CNA shall have the status of GNA on the CNA certificate if the applicant:

   (a) Is certified as a CNA;

   (b) Passes the GNA-CE; and

   (c) Completes the registration process and is listed on the MGNAR.

(2) Status as a GNA shall end on the expiration of the CNA certificate unless the CNA certification is renewed and the requirements for status as a GNA are satisfied.

(3) Status as a GNA on the CNA certification also requires that every 2 years the applicant shall:
(a) Submit evidence of any hours of active geriatric nursing assistant practice for compensation that are required by the Office of Health Care Quality; and

(b) Complete the registration renewal process for inclusion on the MGNAR as required by COMAR 10.07.02. 42B(8).

B. Home Health Aide.

(1) An applicant for certification as a CNA shall have the status of HHA on the CNA certificate if the applicant:

   (a) Is certified as a CNA; and

   (b) Has successfully completed a home health aide competency evaluation that meets the requirements in 42 CFR §484.36.

(2) The agency offering the home health aide competency evaluation shall submit verification of successful completion within 5 business days.

(3) Status as an HHA shall require that every [year] two years the applicant submit evidence of satisfactory completion of 12 hours of in-service training, as required by 42 CFR §483.36(b)(2)(iii), during the 1-year 2-year period before the date of renewal.

(4) HHA status shall end terminates on expiration of the CNA certificate.

C. School Health.

(1) An applicant for certification as a CNA shall have the status of School Health on the CNA certificate if the applicant:

   (a) Is certified as a CNA; and

   (b) Has successfully completed a CNA-School Health training program approved by the Board.
(2) Status as a CNA-School Health shall end on expiration of the CNA certificate unless the applicant verifies at the time of renewal that the applicant is currently practicing in school health as a CNA.

D. Dialysis Technician.

(1) An applicant for certification as a CNA shall have the status of Dialysis Technician on the CNA certificate if the applicant has completed the following requirements:

(a) Is certified as a CNA;

(b) Has successfully completed a Dialysis Technician training program that:

(i) Is approved by the Board:

(ii) Prepares the applicant for national certification in accordance with 42 CFR §494.140(e); and

(c) Obtains national certification upon eligibility.

(2) The following national dialysis technician certifications are recognized by the Board:

(a) Certified Clinical Hemodialysis Technician (CCHT) by the Nephrology Nursing Certification Commission (NNCC);

(b) Clinical Nephrology Technician (CNT) by the National Nephrology Certification Organization (NNCO); and

(c) Certified Hemodialysis Technician (CHT) by the Board of Nephrology Examiners Nursing Technology (BONENT).

(3) The status as a CNA-Dialysis Technician shall end on expiration of the CNA certificate unless the applicant verifies at the time of renewal that the applicant:
(a) Has completed 16 hours of practice as a dialysis technician in the 2 years before renewal;

(b) Has completed a 3-hour continuing education course approved by the Board; and

(c) Has an active national certification from one of the approved certification bodies listed in §D(2) of this regulation.

(4) Except as provided in §D(8) of this regulation, a dialysis technician:

(a) Is required to have an active national certification at the time of renewal; and

(b) Shall ensure that the Board has a record of a renewed national certification if a certification expires before the renewal date for the dialysis technician.

(5) Certification will be deemed to have lapsed if the Board does not have a record of a current active national certification at the time of renewal.

(6) The dialysis technician certification shall become non-renewed if the renewal applicant fails to provide evidence of a current active national certification.

(7) An applicant who has let their national certification lapse and does not qualify for recertification shall re-apply for a national certification for dialysis technician.

(8) If an applicant has not had 18 months to qualify for a national certification before their first renewal, the applicant may renew their certification as a CNA/DT provided that they have a national certification at their next renewal period.

E. Developmental Disabilities.

(1) An applicant for certification as a CNA shall have the status of Developmental Disabilities (DD) on the CNA certificate if the applicant:

(a) Is certified as a CNA; and
(b) Has successfully completed a CNA-Developmental Disabilities training program approved by the Board.

(2) Status as a CNA-DD [shall end] terminates on expiration of the CNA certificate unless the applicant verifies at the time of renewal that the applicant is currently practicing in a DD setting as a CNA.

Chapter 02 – Nursing Assistant Training Programs

10.39.02 (September 18, 2018)

.01 Exclusions. (text unchanged)

.02 Definitions.

A. In this chapter, the following terms have the meanings indicated.

B. Terms Defined.

(1) "Board" means the Maryland Board of Nursing.

(2) "Certified medicine aide (CMA)" means a CNA who:

   (a) Is a geriatric nursing assistant as required by COMAR 10.07.02.44;
   
   (b) Has successfully completed a course meeting the criteria of COMAR 10.07.02.44;
   
   (c) Functions in a setting licensed under COMAR 10.07.02; and
   
   (d) Performs the delegated nursing function of medication administration under the direct supervision of a registered nurse or licensed practical nurse.

(3) Certified Nursing Assistant (CNA).

   (a) "Certified nursing assistant (CNA)" means an individual, regardless of title, who routinely performs nursing tasks delegated by an RN or LPN for compensation.
(b) "Certified nursing assistant (CNA)" does not include:

(i) A medication [assistant] technician; or

(ii) An individual who merely provides assistance with activities of daily living unless the client's needs are such that adverse health consequences are predictable.

(4) "Classroom laboratory training" means instruction and demonstration, on an individual or a mannequin, of patient care skills by an instructor and return demonstration of competence in these skills by the student.

(5) "Clinical facility" means a setting where clients are present and that provides facilities for clinical training experiences of nursing assistants, with the faculty of the program responsible for planning, implementing, and evaluating these experiences.

(6) "Controlling institution" means an organization that offers a nursing assistant training program.

(7) "Direct supervision" means that the registered nurse or licensed practical nurse is physically present while the trainee demonstrates patient care skills.

(8) "Geriatric nursing assistant competency examination (GNA-CE)" means an examination that meets the criteria set by 42 CFR §483.154 to determine entry level competence for a GNA.

(9) "[LPN] Licensed Practical Nurse (LPN)" means [a licensed practical nurse as defined in Health Occupations Article, §8-101, Annotated Code of Maryland] an individual who is licensed by the Board to practice licensed practical nursing or has a multistate licensure privilege to practice licensed practical nursing in this State under the Nurse Licensure Compact.
(10) "Medication assistant technician" means an individual who has completed the 20-hour course in medication administration approved by the Board.

(11) “Multistate licensure privilege” has the meaning set forth in COMAR 10.27.01.01B.(11).

(12) "Program completion" means that the trainee achieves a passing grade on the theory and clinical portions of the training program and the comprehensive final examination.

(13) "RN" means a registered nurse as defined in Health Occupations Article, §8-101, Annotated Code of Maryland. Registered nurse (RN)” means an individual who is licensed by the Board to practice registered nursing or has a multistate licensure privilege to practice registered nursing in this State under the Nurse Licensure Compact.

(14) "Supervised clinical training" means training in a clinical facility in which the trainee demonstrates knowledge and skills while performing tasks on an individual under the direct supervision of an RN or an LPN.

(15) "Written agreement" means a contract with a clinical facility outlining the terms required, by both the program and the facility, for clinical training of student nursing assistants.

.03 Training Program Approval. (text unchanged)

.04 Administration and Organization. (text unchanged)

.05 Faculty.

A. Each course instructor shall:

(1) Be a registered nurse licensed to practice in Maryland or have a multistate licensure privilege to practice registered nursing in this State under the Nurse Licensure Compact;

(2) Have a minimum of 2 years of nursing experience, at least 1 year of which was in caring for the elderly or chronically ill in the past 5 years; and
(3) Complete a course with a minimum of 16 hours of instruction in the principles of adult education, or have a minimum of 2 years of teaching experience.

B. Each program shall have an RN instructor who has overall supervisory responsibility for the operation of the program.

C. Instructors in CNA programs in Maryland public secondary schools shall meet the requirements under §A(1) and (2) of this regulation as well as those found in COMAR 13A.12.02.24A(1) and (2).

D. Responsibilities. The course instructor is responsible for:

(1) Participating in development and evaluation of the training program;
(2) Implementing the approved training program;
(3) Supervising classroom laboratory experiences;
(4) Evaluating student performance in the classroom; and
(5) Providing supervision and clinical evaluation of each trainee at the clinical training site.

E. Other health professionals may teach selected portions of the curriculum that relate to the health professionals' area of expertise.

.06 — .10 (text unchanged)

Chapter 04 – Medication Technicians

10.39.04 (September 18, 2017)

.01 Exclusions. (text unchanged)

.02 Definitions.

A. In this chapter, the following terms have the meanings indicated.

B. Terms Defined.
(1) "Board" means the Maryland Board of Nursing.

(2) "Certificate" means a certificate issued by the Board to practice as a certified medication technician in this State.

(3) Certified Nursing Assistant (CNA).
   
   (a) "Certified nursing assistant (CNA)" means an individual, regardless of title, who:
      
      (i) Routinely performs delegated nursing tasks which were delegated by a registered nurse (RN) or licensed practice nurse (LPN) for compensation; and
      
      (ii) Is certified under COMAR 10.39.01.
   
   (b) "Certified nursing assistant (CNA)" does not include:
      
      (i) A medication technician; or
      
      (ii) An individual who merely provides assistance with activities of daily living unless the client's needs are such that adverse health consequences are predictable.

(4) "Clinical refresher course" means a course of study approved by the Board to maintain the medication technician's knowledge and skill to administer medication.

(5) "Licensed practical nurse (LPN)" [has the meaning stated in Health Occupations Article, §8-101, Annotated Code of Maryland] means an individual who is licensed by the Board to practice licensed practical nursing or has a multistate licensure privilege to practice licensed practical nursing in this State under the Nurse Licensure Compact.

(6) "Medication technician (MT)" means an individual who:
   
   (a) Has successfully completed a Board-approved MT training program;
   
   (b) Meets any other qualifications set by the Board; and
   
   (c) Is certified by the Board as a MT.
(7) "Medication technician training program" means a course of training approved by the Board that meets the basic MT core curriculum and content training specific to the setting in which the MT will work.

(8) “Multistate licensure privilege” has the meaning set forth in COMAR 10.27.01.01B.(11.

(8)"Registered nurse (RN)" [has the meaning stated in Health Occupations Article, §8-101, Annotated Code of Maryland] means an individual who is licensed by the Board to practice registered nursing or has a multistate licensure privilege to practice registered nursing in this State under the Nurse Licensure Compact.

.03 Fees. (text unchanged)

.04 Qualifications for Applicants for Certification.

A. An applicant for MT certification shall:

(1) Be 18 years old or older; and

(2) Submit to the Board:

   (a) An application to the Board on the form required by the Board and signed by the RN that taught the applicant's medication technician training program; and

   (b) The required fee;  and

(3) Be of good moral character; and

(4) Except for individuals listed on the medication assistant registry before October 1, 2004, provide evidence satisfactory to the Board of successful completion of a Board-approved MT training program.

B. An applicant for MT certification may not have:
(1) Committed any act or omission that would be grounds for discipline or denial of certification under this subtitle; or

(2) A record of abuse, negligence, misappropriation of a resident's property, or any disciplinary action taken or pending in any state or territory of the United States against any certificate or license issued to the applicant.

C. An applicant for MT certification from any other state, territory, or country shall meet all requirements of this chapter.

D. An applicant who reports a positive criminal history on any application shall provide:

(1) Any documentation requested from the applicant by the Board including, but not limited to, official certified or true test court documents and a signed, dated explanation written by the applicant, regarding the facts and circumstances, outcome, and current status of any criminal history record information received by the Board:

   (a) In an answer to a question on the Board’s application form; or

   (b) From any other source; and

(2) Any additional documentation requested by the Board if the documentation received from the applicant under §D(1) of this section is incomplete or insufficient.

E. If an application is not complete when initially submitted to the Board by the applicant, the applicant shall have no longer than 12 months from the date the application is received by the Board to complete the application and provide all information and documents required under §D of this regulation.

F. If an applicant fails to provide to the Board a complete application and any additional documentation requested by the Board under §D of this regulation within 12 months from the
date the application is received by the Board, then the application shall be considered abandoned
and may be destroyed.

G. Once an application is deemed abandoned under §F of this regulation, an individual
seeking MT certification must submit a new application and meet all of the requirements for MT
certification and pay the required fees that are in effect at the time of re-application.

.05 Renewal of Certification.

A. The Board shall renew the certificate of each certificate holder who
meets the requirements of this chapter.

B. The certificate holder shall renew the certificate every 2 years by birth month.

C. [The Board shall mail out a notice of renewal at least 3 months before the expiration date.]

At least 3 months before a certificate expires, the Board shall send the certificate holder a
renewal notice by:

(1) First-class mail to the last known address of the certificate holder; or

(2) Electronic means to the last known electronic address of the certificate holder.

D. An individual applying for renewal of certification shall provide evidence of:

(1) Satisfactory completion of a Board-approved clinical refresher course; and

(2) Completion of 100 hours of practice as a certified medicine technician within the 2-year
period preceding the date of renewal.

.06 Approved Training Program.

A. A Board-approved MT training program shall meet the requirements stated in this
regulation and in Regulation .09 of this chapter.

B. The MT training program:
(1) Shall utilize the Board-approved uniform curriculum, including the math and English proficiency examinations, to teach the MT training program;

(2) Shall contain 20 hours of curriculum content, including 4 hours of content addressing common disease processes and high-risk medications specific to the client population of the practice setting in which the enrolled student will practice upon certification;

(3) May not have classes exceeding 6 classroom clock hours at one time;

(4) Shall have at least one instructor per 15 students; and

(5) Shall submit verification of the applicant's successful completion of the MT course on a form required by the Board within 5 business days.

C. The faculty for an MT training program shall consist of an RN who:

(1) Is licensed to practice in this State by the Board to practice registered nursing or has a multistate licensure privilege to practice registered nursing in this State under the Nurse Licensure Compact; and

(2) Has completed a course of instruction approved by the Board designed to instruct the RN on how to teach the MT training program for the specific practice setting in which the enrolled students are to work.

.07 — .10 (text unchanged)

Chapter 01 – Electrologists - Definitions

10.53.01 (June 7, 2017)

.01 Definitions.

A. In this subtitle, the following terms have the meanings indicated.
B. Terms Defined.

(1) "Board" means the Maryland Board of Nursing.

(2) "CEU" means continuing education courses that have been approved by the Board.

(3) "Committee" means the Electrology Practice Committee of the Board.

(4) "CDC" means the Centers for Disease Control and Prevention.

(5) "Central Repository" means the Criminal Justice Information System (CJIS) Central Repository of the Department of Public Safety and Correctional Services.

(6) "Criminal history records check" means the performance of both a State criminal history check by the Central Repository and a national criminal history check by the Federal Bureau of Investigation (FBI).

(7) "Criminal history records information" means information provided by the criminal history records check regarding an applicant's criminal arrests, charges, and convictions and other dispositions of criminal charges.

(8) "MHEC" means the Maryland Higher Education Commission.

(9) "Rehabilitation Program" means a program of the Board designed to monitor the practice of impaired licensees.

(10) "Universal/standard precautions" means the use with all individuals of blood and body fluid precautions as set forth in the most recent edition of the CDC, Control of Communicable Diseases Manual, which is incorporated by reference in COMAR 10.06.01.01-1.
A. Beginning in October 2013, a licensee otherwise entitled to be licensed shall renew a license for 2 years by submitting to the Board:

(1) A renewal application on a form provided by the Board;

(2) The applicable fee as set forth in COMAR 10.53.12; and

(3) Evidence acceptable to the Board of completion of the CEU requirement as set forth in COMAR 10.53.04.

B. On notification by the Board that a criminal history records check is required before renewal of licensure, a renewal applicant shall comply with all requirements under Regulation .01A of this chapter.

C. After notification to the licensee at the address provided to the Board that a criminal history records check is required for renewal, the Board may not renew a license until the Board has:

(1) Received and reviewed the criminal history records information and

(2) Approved the application without written documentation that the applicant has submitted to a criminal history records check in accordance with Health Occupations Article, §8-303, Annotated Code of Maryland.

10.53.03 (June 7, 2017)
.01 Examination.

A. The Board or the Board’s designee shall determine the time and place of an electrology examination notify each qualified applicant of the time and place for the written and clinical examinations.

B. The Board or the Board’s designee shall perform the clinical examination covering:

1. Universal/standard precautions;
2. Sterilization;
3. Electrology instruments and technique; and
4. General knowledge of electrology.

C. The passing score for the theory examination and the clinical examination is 75 percent.

[D. The Board may delegate the administration of either examination.]

[E.] D. The Committee may make recommendations to the Board concerning the examination.

Chapter 07 – Electrologists – Electrologists’ Office

10.53.07 (June 7, 2017)

.01 Electrologist's Office.

A. A licensee shall practice in an office that provides at minimum the following:

1. Separate treatment and waiting room;
2. Each treatment room at least 48 square feet;
3. One sink with hot and cold running water in or adjoining each treatment room;
4. Adequate lighting;
5. Adequate ventilation;
6. Sanitary conditions;
(7) Toilet facilities;

(8) Separate outside entrance leading directly to the waiting room if the office is within or adjacent to living quarters; and

(9) A completely separate and distinct office area from the living quarters.

B. Offices maintained in a home shall comply with all local zoning laws. A copy of the zoning approval shall be submitted to the Board 30 days before opening an office in a residence.

[C. Electrologists shall display conspicuously in the electrologist's office at all times a:

(1) Valid Board-obtained license; and

(2) Universal/standard precautions notice in compliance with Health Occupations Article, §1-207, Annotated Code of Maryland.]

[D.] C. Electrologists shall notify the Board by certified mail 30 days before opening an office or branch office.

[E.] D. Electrologists shall notify the Board in writing of their business address or any change of business address.

[F.] E. An office shall be made available for inspection within 4 hours notice, by members of the Board or its agents.

Chapter 07 – Electrologists – [Rehabilitation Committee] Safe Practice Committee

10.53.11. (June 7.2017)

.01 [Rehabilitation Committee] Safe Practice Program.

An individual licensed as an electrologist in this State may participate in the Board's [Rehabilitation] Safe Practice Program as set forth in COMAR 10.27.13.