

HB0634/606986/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 634

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Kipke” and substitute “Kipke, Morhaim, Bromwell, Krebs, Frank, Pena-Melnyk, Costa, A. Kelly, Pendergrass, and Cullison”; in line 2, strike “Use of C-Arm Devices” and substitute “Performance of X-ray Duties”; strike beginning with “authorizing” in line 3 down through “assistants” in line 5 and substitute “providing for the circumstances under which a licensed physician assistant may perform certain X-ray duties; requiring a primary supervising physician to obtain certain approval from the Board of Physicians before a certain physician assistant performs certain X-ray procedures; and generally relating to the performance of X-ray duties by physician assistants”; strike in their entirety lines 6 through 10, inclusive; and in line 13, strike “15-301(c)” and substitute “14-306(e) and 15-302(c)”.

AMENDMENT NO. 2

On pages 1 through 3, strike in their entirety the lines beginning with line 19 on page 1 through line 3 on page 3, and substitute:

“14-306.

(e) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, AN [An] individual may perform X-ray duties without a license only if the duties:

(1) Do not include:

(i) Computerized or noncomputerized tomography;

(ii) Fluoroscopy;

(Over)

(iii) Invasive radiology;

(iv) Mammography;

(v) Nuclear medicine;

(vi) Radiation therapy; or

(vii) Xerography[.];

(2) Are limited to X-ray procedures of the:

(i) Chest, anterior-posterior and lateral;

(ii) Spine, anterior-posterior and lateral; or

(iii) Extremities, anterior-posterior and lateral, not including the head[.]; AND

(3) Are performed:

(i) By an individual who is not employed primarily to perform X-ray duties;

(ii) In the medical office of the physician who delegates the duties; and

(iii) 1. By an individual who, before October 1, 2002, has:

[1.]A. Taken a course consisting of at least 30 hours of training in performing X-ray procedures approved by the Maryland Radiological Society in consultation with the Maryland Society of Radiologic Technologists; and

[2.]B. Successfully passed an examination based on that course that has been approved by the Maryland Radiological Society in consultation with the Maryland Society of Radiologic Technologists; OR

2. BY A LICENSED PHYSICIAN ASSISTANT WHO HAS COMPLETED A COURSE THAT INCLUDES ANTERIOR-POSTERIOR AND LATERAL RADIOGRAPHIC STUDIES OF EXTREMITIES ON AT LEAST 20 SEPARATE PATIENTS UNDER THE DIRECT SUPERVISION OF THE DELEGATING PHYSICIAN OR RADIOLOGIST USING A MINI C-ARM OR SIMILAR LOW-LEVEL RADIATION MACHINE TO PERFORM NONFLUOROSCOPIC X-RAY PROCEDURES, IF THE DUTIES:

A. INCLUDE ONLY THE X-RAY PROCEDURES DESCRIBED IN PARAGRAPH (2)(III) OF THIS SUBSECTION; AND

B. ARE PERFORMED PURSUANT TO A BOARD-APPROVED DELEGATION AGREEMENT THAT INCLUDES A REQUEST TO PERFORM ADVANCED DUTIES UNDER § 15-302(C)(2) OF THIS ARTICLE.

15-302.

(c) (1) The Board may not require prior approval of a delegation agreement that includes advanced duties, if an advanced duty will be performed in a hospital or ambulatory surgical facility, provided that:

(i) A physician, with credentials that have been reviewed by the hospital or ambulatory surgical facility as a condition of employment, as an

(Over)

independent contractor, or as a member of the medical staff, supervises the physician assistant;

(ii) The physician assistant has credentials that have been reviewed by the hospital or ambulatory surgical facility as a condition of employment, as an independent contractor, or as a member of the medical staff; and

(iii) Each advanced duty to be delegated to the physician assistant is reviewed and approved within a process approved by the governing body of the health care facility before the physician assistant performs the advanced duties.

(2) (I) In any setting that does not meet the requirements of paragraph (1) of this subsection, a primary supervising physician shall obtain the Board's approval of a delegation agreement that includes advanced duties, before the physician assistant performs the advanced duties.

(II) 1. BEFORE A PHYSICIAN ASSISTANT MAY PERFORM X-RAY DUTIES AUTHORIZED UNDER § 14-306(E) OF THIS ARTICLE IN THE MEDICAL OFFICE OF THE PHYSICIAN DELEGATING THE DUTIES, A PRIMARY SUPERVISING PHYSICIAN SHALL OBTAIN THE BOARD'S APPROVAL OF A DELEGATION AGREEMENT THAT INCLUDES ADVANCED DUTIES IN ACCORDANCE WITH SUBSUBPARAGRAPH 2 OF THIS SUBPARAGRAPH.

2. THE ADVANCED DUTIES SET FORTH IN A DELEGATION AGREEMENT UNDER THIS SUBPARAGRAPH SHALL BE LIMITED TO NONFLUOROSCOPIC X-RAY PROCEDURES OF THE EXTREMITIES, ANTERIOR-POSTERIOR AND LATERAL, NOT INCLUDING THE HEAD.

(3) Notwithstanding paragraph (1) of this subsection, a primary supervising physician shall obtain the Board's approval of a delegation agreement before the physician assistant may administer, monitor, or maintain general

anesthesia or neuroaxial anesthesia, including spinal and epidural techniques, under the agreement.”.