



Board of Physicians

Larry Hogan, Governor · Boyd K. Rutherford, Lt. Governor · Robert R. Neall, Secretary

NOTICE

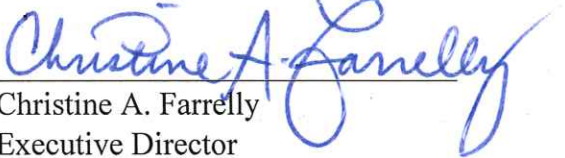
This notice is given by Christine A. Farrelly, Executive Director of the Board of Physicians, acting pursuant to the Proclamation of Governor Lawrence J. Hogan, Jr. (the "Governor") dated March 5, 2020 proclaiming a state of emergency and a catastrophic health emergency related to COVID-19, as it may be amended or renewed from time to time, and the Order of the Governor dated March 16, 2020 entitled "Relating to Various Health Care Matters", as it may be amended from time to time, after finding that the action(s) described herein will not endanger the public health, welfare, or safety.

- 1) The Board is suspending the requirement in Health Occ. § 15-302.1(a) that requires a Physician Assistant to wait until the Board receives a delegation agreement before the Physician Assistant may assume the duties under the delegation agreement at a health care facility for the duration of the state of emergency. Physician Assistants who are working at a health care facility may perform medical acts as soon as they send a delegation agreement to the Board. The Physician Assistant need not wait for an acknowledgement by the Board to begin working at a health care facility.
- 2) The Board is suspending the requirement in Health Occ. § 15-302(h) that prohibits a supervising physician from delegating medical acts to more than four Physician Assistants at one time in certain settings. Physicians in all settings may supervise more than 4 Physician Assistants at any one time.
- 3) The Board is suspending the requirement in Health Occ. § 14-320(b) that requires a licensee on inactive status to apply for and meet the requirements to reactivate the license while working at a health care facility. Inactive Maryland licensees are not required to apply to the Board for reactivation of their license during the state of emergency while working at a health care facility if the employment is necessary to meet required staffing ratios or otherwise ensure the continued and safe delivery of health care services.
- 4) The Board is suspending the requirement in Health Occ. § 14-301 and the related allied health statutes, that a license is required to practice in Maryland, for physicians or allied health practitioners who hold valid, unexpired licenses issued by another state while working at a health care facility under certain conditions. An out-of-state health care provider may, at a health care facility in Maryland, engage in the activities authorized under the license during the state of emergency without applying for and obtaining a Maryland license if the employment is necessary to meet required staffing ratios or otherwise ensure the continued and safe delivery of health care services.

- 5) The Board is suspending the requirement in COMAR 10.32.05.03 that requires a provider of telehealth services to have a Maryland license if the individual practicing telehealth is in Maryland or the patient is in Maryland for health care practitioners in adjoining states to see existing patients in Maryland who cannot travel to the office during the state of emergency. A physician or allied health practitioner who holds a valid, unexpired license issued by an adjoining state may practice telehealth to the extent authorized by the home state license without obtaining a Maryland license to treat existing Maryland patients to provide continuity of care during the state of emergency.

Any effect of Titles 14 and 15 of the Health Occupations Article and the implementing regulations in COMAR 10.32 that is inconsistent with the foregoing is temporarily suspended.

This Notice is effective immediately and shall remain in effect until the state of emergency has been terminated and the proclamation of the catastrophic health emergency has been rescinded.


Christine A. Farrelly
Executive Director
Maryland State Board of Physicians