

SB0898/673828/1

BY: Health Committee

AMENDMENTS TO SENATE BILL 898
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**Registered**”; and in lines 5 and 9, in each instance, strike “registered”.

AMENDMENT NO. 2

On page 2, after line 18, insert:

“(4) “BEHAVIOR TECHNICIAN” MEANS AN INDIVIDUAL WHO:

(I) DELIVERS APPLIED BEHAVIOR ANALYSIS SERVICES THAT ARE PROVIDED TO INDIVIDUALS WITH AUTISM SPECTRUM DISORDER UNDER THE SUPERVISION OF:

1. A LICENSED PSYCHOLOGIST;
2. A BOARD CERTIFIED BEHAVIOR ANALYST– DOCTORAL; OR
3. A BOARD CERTIFIED BEHAVIOR ANALYST; AND

(II) MEETS THE REQUIREMENTS FOR PROVIDING BEHAVIOR ANALYSIS SERVICES UNDER THE PROGRAM ESTABLISHED BY THE DEPARTMENT IN REGULATION.”;

and in lines 19 and 26, strike “(4)” and “(5)”, respectively, and substitute “(5)” and “(6)”, respectively.

On page 3, strike in their entirety lines 3 through 9, inclusive; in lines 11, 18, 23, and 25, in each instance, strike “REGISTERED”; in line 16, strike “THE BEHAVIOR ANALYST CERTIFICATION BOARD OR OTHER” and substitute “A”; in lines 17 and 22, in each instance, after “ENTITY” insert “RECOGNIZED BY THE DEPARTMENT”; strike beginning with “THE” in line 21 down through “OTHER” in line 22 and substitute “A”; after line 32, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) If, on or before June 30, 2027, the U.S. Department of Health and Human Services advises or notifies the Maryland Department of Health by written policy, audit finding, or other guidance that Section 1 of this Act is inconsistent with § 1902(a)(27) of the federal Social Security Act, this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.

(b) The Maryland Department of Health shall notify the Department of Legislative Services within 5 days after receiving the advisement or notice from the U.S. Department of Health and Human Services described under subsection (a) of this section.”;

and in line 33, strike “3.” and substitute “4.”.