



# MARYLAND Department of Health

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

September 24, 2018

The Honorable Thomas V. Mike Miller, Jr.  
President of the Senate  
State House, H-107  
Annapolis, MD 21041

The Honorable Michael Busch  
Speaker of the House of Delegates  
State House, H-101  
Annapolis, MD 21041

The Honorable Joan Carter Conway  
2 West Miller Senate Office Building  
Annapolis, MD 21041

The Honorable Shane E. Pendergrass  
6 Bladen Street, Room 241  
Annapolis, MD 21041

**Re: HB 1597 (Chapter 796, 2018) Occupational Licenses or Certificates – Application Determinations – Use of Criminal History - Reports**

Dear President Miller, Speaker Busch, Senator Conway, and Delegate Pendergrass:

Pursuant to House Bill 1597 (Chapter 796, 2018), the Maryland Health Occupations Boards submit this report to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee regarding:

- How many applications for occupational licenses and certificates were received during the preceding 5 years;
- How many applicants had a criminal record applicable under §1-209 of the Criminal Procedure Article;
- How much time had passed since the criminal conviction;
- How many applications were denied on the basis that the applicant had previously been convicted of a crime; and
- Under which provision of the law the license or certificate was denied.

To address these items, a chart is enclosed detailing the responses of each Board. Some Boards do not presently keep track of this data, as all Boards do not require a criminal history records check for licensure and/or certification or did not require a criminal history records check during the requested timeframe.

If you have additional questions, please contact Webster Ye, Deputy Chief of Staff, at (410) 767-6481 or [webster.ye@maryland.gov](mailto:webster.ye@maryland.gov).

Sincerely,

Robert R. Neall  
Secretary

A	B	C	D	E	F
	How many applications for an occupational license or certificate received in the preceding 5 years	Of the number of applications received in the last 5 years, the number who had a criminal record (applicable under §1-209 of the Criminal Procedure Article)	Of the applications received in the last 5 years for individuals who had a criminal record (applicable under §1-209 of the Criminal Procedure Article), the amount of time that had passed since the criminal conviction	Number of applications that were denied on the basis that the applicant had previously been convicted of a crime	Of the applications denied under column denied due to a criminal conviction, the specific exemption in §1-209(d) of the Criminal Procedure Article, the license or certificate was denied
Acupuncture, Bd. of	452	0	0	0	Not applicable
Audio, SP-Lang, Path. & Hearing Aid Disp.	2087	0	0	0	Not applicable
Cert. of Residential Child Care Program	1642	150	All over 5 years	0	Not applicable
Chiropractic Examiners	749	1	1 year	1	(d)(1)
Dietetic Practice, Board of	1000	0	0	0	Not applicable
Environmental Health Specialists	530	0	0	0	Not applicable
Massage Therapy Examiners	1802	3	2 for Prostitution- less than 1 year; 1 for Armed Robbery- 5 years	3	2 - (d)(1); 1 - (d)(2)
Morticians and Funeral Directors	325	37	All over 1 year	5	(d)(1)
Nursing Home Admin.	177	2	Both over 10 years	0	Not applicable
Occupational Therapy Practice	1908	4	1 year; 5 years; 12 years; 17 years	0	Not applicable
Optometry, Board of	291	*	*	0	Not applicable
Physical Therapy Examiners	4227	Minimum of 1	Mail fraud and theft- 7 years	1	(d)(2)
Podiatric Medical Examiners	129	0	0	0	Not applicable
Professional Counselors and Therapists	3467	0	0	0	Not applicable
Psychologists, Board of Examiners	1840	0	0	0	Not applicable
Social Work Examiners	7875	10	All over 5 years	2	(d)(2)
<b>NOTE: * Denotes information unavailable at the time of the report.</b>					