

(4) (I) AT LEAST QUARTERLY, THE BOARD SHALL REPORT BY TELEPHONE OR OTHER ELECTRONIC MEANS TO A NURSING STAFF AGENCY ANY DISCIPLINARY ACTION TAKEN AGAINST A LICENSED PRACTICAL NURSE OR REGISTERED NURSE WHO IS BEING REFERRED TO HEALTH CARE FACILITIES BY THAT NURSING STAFF AGENCY WITHIN THE PREVIOUS QUARTER.

(II) THE BOARD SHALL PROVIDE WRITTEN CONFIRMATION OF THE INFORMATION PROVIDED IN ACCORDANCE WITH THE PROVISIONS OF ITEM (I) OF THIS PARAGRAPH TO THE NURSING STAFF AGENCY WITHIN 10 WORKING DAYS OF THE DISCIPLINARY ACTION BEING TAKEN.

(D) BEFORE INITIALLY PROVIDING OR REFERRING A GERIATRIC NURSING ASSISTANT TO RELATED INSTITUTIONS TO RENDER TEMPORARY SERVICES, THE NURSING STAFF AGENCY SHALL VERIFY WITH THE OFFICE OF LICENSING AND CERTIFICATION PROGRAMS OF THE DEPARTMENT THAT THE GERIATRIC NURSING ASSISTANT COMPLIES WITH THE APPLICABLE STANDARDS UNDER THE REGULATIONS ADOPTED UNDER § 19-308.1 OF THE HEALTH - GENERAL ARTICLE.

(E) (1) A NURSING STAFF AGENCY MAY NOT KNOWINGLY PROVIDE OR REFER A LICENSED PRACTICAL NURSE WHO IS NOT AUTHORIZED TO PRACTICE LICENSED PRACTICAL NURSING UNDER THIS TITLE TO A HEALTH CARE FACILITY TO RENDER TEMPORARY NURSING SERVICES.

(2) A NURSING STAFF AGENCY MAY NOT KNOWINGLY PROVIDE OR REFER A REGISTERED NURSE WHO IS NOT AUTHORIZED TO PRACTICE REGISTERED NURSING UNDER THIS TITLE TO A HEALTH CARE FACILITY TO RENDER TEMPORARY NURSING SERVICES.

(F) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION:

(I) IF A NURSING STAFF AGENCY KNOWS OF AN ACTION OR CONDITION PERFORMED BY A LICENSED PRACTICAL NURSE OR REGISTERED NURSE PROVIDED OR REFERRED BY THAT NURSING STAFF AGENCY THAT MIGHT BE GROUNDS FOR ACTION UNDER § 8-316 OF THIS TITLE, THE NURSING STAFF AGENCY SHALL REPORT THE ACTION OR CONDITION TO THE BOARD; AND

(II) AN INDIVIDUAL SHALL HAVE IMMUNITY FROM LIABILITY DESCRIBED UNDER § 5-386 OF THE COURTS AND JUDICIAL PROCEEDINGS ARTICLE FOR MAKING A REPORT AS REQUIRED UNDER THIS PARAGRAPH.

~~(2) IF A NURSING STAFF AGENCY HAS REASON TO KNOW THAT THE LICENSED PRACTICAL NURSE OR REGISTERED NURSE BEING PROVIDED OR REFERRED BY THAT NURSING STAFF AGENCY HAS COMMITTED AN ACTION OR HAS A CONDITION THAT MIGHT BE GROUNDS~~