

5-120.

(A) A PRIVILEGE APPLICABLE TO COMMUNICATIONS BETWEEN AN INDIVIDUAL RENDERING PROFESSIONAL SERVICES AND THE PERSON RECEIVING THE SERVICES RECOGNIZED UNDER THE LAW OF THIS STATE IS NOT AFFECTED BY THIS SUBTITLE.

(B) THE PRIVILEGE UNDER THIS SECTION APPLIES TO A DOMESTIC OR FOREIGN PROFESSIONAL CORPORATION AND TO ITS EMPLOYEES IN ALL SITUATIONS IN WHICH IT APPLIES TO COMMUNICATIONS BETWEEN AN INDIVIDUAL RENDERING PROFESSIONAL SERVICES ON BEHALF OF THE CORPORATION AND THE PERSON RECEIVING THE SERVICES.

5-121.

(A) (1) AN INDIVIDUAL WHO RENDERS A PROFESSIONAL SERVICE IN THIS STATE AS AN EMPLOYEE OF A DOMESTIC OR FOREIGN PROFESSIONAL CORPORATION IS LIABLE FOR A NEGLIGENT OR WRONGFUL ACT OR OMISSION IN WHICH THE INDIVIDUAL PERSONALLY PARTICIPATED TO THE SAME EXTENT AS IF THE INDIVIDUAL RENDERED THE SERVICE AS A SOLE PRACTITIONER.

(2) AN EMPLOYEE OF A DOMESTIC OR FOREIGN PROFESSIONAL CORPORATION IS NOT LIABLE FOR A NEGLIGENT OR WRONGFUL ACT OR OMISSION OF ANOTHER EMPLOYEE OF THE CORPORATION UNLESS THE EMPLOYEE IS NEGLIGENT IN APPOINTING, SUPERVISING, OR COOPERATING WITH THE OTHER EMPLOYEE.

(B) A DOMESTIC OR FOREIGN PROFESSIONAL CORPORATION WHOSE EMPLOYEES PERFORM PROFESSIONAL SERVICES WITHIN THE SCOPE OF THEIR EMPLOYMENT OR WITHIN THE SCOPE OF THE EMPLOYEES' APPARENT AUTHORITY TO ACT FOR THE CORPORATION, IS LIABLE TO THE SAME EXTENT AS ITS EMPLOYEES.

(C) THE PERSONAL LIABILITY OF A STOCKHOLDER OF A DOMESTIC OR FOREIGN PROFESSIONAL CORPORATION IS NO GREATER IN ANY RESPECT THAN THE LIABILITY OF A STOCKHOLDER OF A CORPORATION INCORPORATED UNDER THE MARYLAND GENERAL CORPORATION LAW.

5-122.

(A) IF ALL THE STOCKHOLDERS OF MERGING CORPORATIONS ARE QUALIFIED TO BE STOCKHOLDERS OF THE SURVIVING CORPORATION, A PROFESSIONAL CORPORATION MAY MERGE WITH ANOTHER DOMESTIC OR FOREIGN PROFESSIONAL CORPORATION OR WITH A DOMESTIC OR FOREIGN BUSINESS CORPORATION.

(B) IF THE SURVIVING CORPORATION IS TO RENDER PROFESSIONAL SERVICES IN THIS STATE, IT MUST COMPLY WITH THE PROVISIONS OF THIS SUBTITLE.

5-123.