

4-305.

(A) THIS SECTION MAY NOT BE CONSTRUED TO IMPOSE AN OBLIGATION ON A HEALTH CARE PROVIDER TO DISCLOSE A MEDICAL RECORD.

(B) A HEALTH CARE PROVIDER MAY DISCLOSE A MEDICAL RECORD WITHOUT THE AUTHORIZATION OF A PERSON IN INTEREST:

(1) (I) TO THE PROVIDER'S AUTHORIZED EMPLOYEES, AGENTS, MEDICAL STAFF, MEDICAL STUDENTS, OR CONSULTANTS FOR THE SOLE PURPOSE OF OFFERING, PROVIDING, EVALUATING, OR SEEKING PAYMENT FOR HEALTH CARE TO PATIENTS OR RECIPIENTS BY THE PROVIDER;

(II) TO THE PROVIDER'S LEGAL COUNSEL REGARDING ONLY THE INFORMATION IN THE MEDICAL RECORD THAT RELATES TO THE SUBJECT MATTER OF THE REPRESENTATION; OR

(III) TO ANY PROVIDER'S INSURER OR LEGAL COUNSEL, OR THE AUTHORIZED EMPLOYEES OR AGENTS OF A PROVIDER'S INSURER OR LEGAL COUNSEL, FOR THE SOLE PURPOSE OF HANDLING A POTENTIAL OR ACTUAL CLAIM AGAINST ANY PROVIDER;

(2) IF THE PERSON GIVEN ACCESS TO THE MEDICAL RECORD SIGNS AN ACKNOWLEDGMENT OF THE DUTY UNDER THIS ACT NOT TO REDISCLOSE ANY PATIENT IDENTIFYING INFORMATION, TO A PERSON FOR:

(I) EDUCATIONAL OR RESEARCH PURPOSES, SUBJECT TO THE APPLICABLE REQUIREMENTS OF AN INSTITUTIONAL REVIEW BOARD;

(II) EVALUATION AND MANAGEMENT OF HEALTH CARE DELIVERY SYSTEMS; OR

(III) ACCREDITATION OF A FACILITY BY PROFESSIONAL STANDARD SETTING ENTITIES;

(3) SUBJECT TO THE ADDITIONAL LIMITATIONS FOR A MEDICAL RECORD DEVELOPED PRIMARILY IN CONNECTION WITH THE PROVISION OF MENTAL HEALTH SERVICES IN § 4-307 OF THIS SUBTITLE, TO A GOVERNMENT AGENCY PERFORMING ITS LAWFUL DUTIES AS AUTHORIZED BY AN ACT OF THE MARYLAND GENERAL ASSEMBLY OR THE UNITED STATES CONGRESS;

(4) SUBJECT TO THE ADDITIONAL LIMITATIONS FOR A MEDICAL RECORD DEVELOPED PRIMARILY IN CONNECTION WITH THE PROVISION OF MENTAL HEALTH SERVICES IN §4-307 OF THIS SUBTITLE, TO ANOTHER HEALTH CARE PROVIDER FOR THE SOLE PURPOSE OF