

CHAPTER 826

(House Bill 61)

AN ACT to add a new Section 101 to Article 35 of the Annotated Code of Maryland (1957 Edition and 1962 Supplement), title "Evidence," to be under the new subtitle "Records of Health and Mental Research," and to follow immediately after Section 100 of said Article; to add a new Section 1-I to Article 43 of said Code, title "Health," SUBTITLE "STATE BOARD OF HEALTH AND MENTAL HYGIENE," to follow immediately after Section 1-H thereof, ~~and to be under the subtitle of "State Board of Health and Mental Hygiene";~~ and to add a new Section 10 to Article 75C of said Code, title "Prohibited Actions," to follow immediately after Section 9 thereof, and to be under the new subtitle "Health and Mental Research," providing that certain records, reports, statements, notes and other information which have been assembled or procured by the State Board of Health and Mental Hygiene for purposes of research or study shall be confidential; generally describing the conditions and procedures for the use of all such information and for the observance of its confidential nature; further providing that all such types of information shall not be admissible as evidence in any court and in any administrative hearing or procedure; prohibiting the bringing of an action for furnishing any such information to the State Board of Health and Mental Hygiene; and relating generally to certain confidential types of information assembled or procured by the State Board of Health and Mental Hygiene and to the rights and duties of other persons in relation thereto.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That a new Section 101 be and it is hereby added to Article 35 of the Annotated Code of Maryland (1957 Edition and 1962 Supplement), title "Evidence," to be under the new subtitle "Records of Health and Mental Research," and to follow immediately after Section 100 of said Article; that a new Section 1-I be and it is hereby added to Article 43 of said Code, title "Health," SUBTITLE "STATE BOARD OF HEALTH AND MENTAL HYGIENE," to follow immediately after Section 1-H thereof, ~~and to be under the subtitle "State Board of Health and Mental Hygiene";~~ and that a new Section 10 be and it is hereby added to Article 75C of said Code, title "Prohibited Actions," to follow immediately after Section 9 thereof, and to be under the new subtitle "Health and Mental Research," and all to read as follows:

Article 35

Records of Health and Mental Research

101. *The records, reports, statements, notes, or other information described in Section 1-I of Article 43 of this Code, assembled or procured by the State Board of Health and Mental Hygiene for the purposes there specified, are not admissible as evidence in any court or in any administrative hearing or procedure; and the employees or agents of the Board shall not be compelled to divulge any of such records, reports, statements, notes, or other information.*