

Section 42(c)
Annotated Code of Maryland
(1971 Replacement Volume and 1975 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section 42(c) of Article 43 - Health, of the Annotated Code of Maryland (1971 Replacement Volume and 1975 Supplement) be and it is hereby repealed and reenacted, with amendments, to read as follows:

Article 43 - Health

42.

(c) The State Board of Health and Mental Hygiene shall establish, in cooperation with the various professional organizations whose members are involved in the delivery of health care services under Maryland's medical assistance program, a system of review for all health care rendered. The review shall include, but not be limited to, an analysis of the quality of care and the proper utilization of the services by the patient or the provider. THE REVIEW ALSO SHALL INCLUDE DRUG PRESCRIBING PRACTICES. THE RESULTS OF THE PRESCRIPTION PRACTICES REVIEW SHALL BE REPORTED TO THE GENERAL ASSEMBLY NO LATER THAN DECEMBER 31, [[1976]] 1977. [[THIS REVIEW SHALL BE PERFORMED IN COOPERATION WITH AND BY THE APPROPRIATE COMMITTEES OF THE MEDICAL AND CHIRURGICAL FACULTY OF MARYLAND.]]

There [shall be no] MAY NOT BE monetary liability on the part of, [and no] OR A cause of action for damages [shall arise] against, any member or members of a duly appointed committee of [such] THESE professional organizations, or duly appointed member or members of a committee of a medical staff of a licensed hospital, for any functions undertaken or performed within the scope of the system of review as established by this section, if [such] THE committee members [have] acted without malice. The provisions of this section do not affect the immunity of an officer or employee of a State agency.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1976.

Approved May 4, 1976.

CHAPTER 272

(Senate Bill 217)

AN ACT concerning

Real Property - Corrective