

## AN ACT concerning

## Physicians - Staff Privileges

FOR the purpose of requiring reports to the Commission on Medical Discipline by hospitals and related institutions taking certain actions on physicians' staff privileges as a result of unprofessional conduct and by courts after conviction of physicians for certain crimes; giving the Commission subpoena power; providing certain immunity for persons making the required reports and limiting access to the report.

BY adding to

Article 43 - Health  
Section 130A  
Annotated Code of Maryland  
(1971 Replacement Volume and 1976 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That new Section 130A be and it is hereby added to Article 43 - Health, of the Annotated Code of Maryland (1971 Replacement Volume and 1976 Supplement) to read as follows:

## Article 43 - Health

130A.

(A) (1) EACH HOSPITAL AND RELATED INSTITUTION SHALL REPORT TO THE COMMISSION EACH DENIAL OF A PHYSICIAN'S APPLICATION FOR STAFF PRIVILEGES AND EACH LIMITATION, REDUCTION, OR TERMINATION OF PREVIOUSLY GRANTED STAFF PRIVILEGES IF THE ACTION RESULTS FROM ANY OF THE CAUSES LISTED IN § 130 (H) OF THIS ARTICLE AS UNPROFESSIONAL CONDUCT, OR ANY VOLUNTARY RESIGNATION OF A PHYSICIAN WHILE THE PHYSICIAN IS UNDER FORMAL ACCUSATION OF ACTIVITIES LISTED IN §130 (H) OF THIS ARTICLE.

(2) THE REPORT SHALL BE SUBMITTED WITHIN TEN DAYS AFTER THE HOSPITAL OR RELATED INSTITUTION ACTS ON THE STAFF PRIVILEGES AND SHALL SPECIFY THE REASONS FOR THE ACTION.

(3) IN NO EVENT SHALL ANY MINUTES OR NOTES TAKEN IN THE COURSE OF DETERMINING THE DENIAL, LIMITATION, REDUCTION OR TERMINATION OF STAFF PRIVILEGES BE SUBJECT TO REVIEW OR DISCOVERY BY ANY PERSON.

(B) EACH COURT SHALL REPORT TO THE COMMISSION EACH CONVICTION OF A PHYSICIAN ~~OF ANY CRIMINAL CHARGE, OTHER THAN THOSE TRAFFIC VIOLATIONS THE PENALTY FOR WHICH DOES NOT INVOLVE THE POSSIBILITY OF IMPRISONMENT,~~ FOR ANY CRIME INVOLVING MORAL TURPITUDE WITHIN TEN DAYS AFTER THE CONVICTION.