

by the Commission. A physician who accepts the privilege of practicing medicine in this State and is duly licensed to practice medicine is deemed to have given his consent to submit to an examination when requested in writing by the Commission, and to have waived all objections to the admissibility of the testimony or examination reports of the examining physician or physicians on the ground that the testimony or reports constitute a privileged communication. If a physician fails or refuses to submit to an examination under circumstances which the Commission finds are not beyond his control, the failure or refusal is prima facie evidence of his inability to practice medicine competently and in compliance with standards of acceptable and prevailing medical practice at any hearing before the Commission upon charges made against the physician under this section.

(q) [The records of any proceeding before the Commission or of any of its investigatory bodies or any order passed by the Commission may not be admitted] PROCEEDINGS, RECORDS AND FILES OF THE COMMISSION, AND ITS INVESTIGATORY BODIES ARE ~~CONFIDENTIAL--AND--ARE~~ NEITHER DISCOVERABLE NOR ADMISSIBLE into evidence in any proceeding, civil or criminal, except by the express stipulation and consent of all parties to the proceeding. COMMISSION ORDERS ARE NOT CONFIDENTIAL BUT ARE INADMISSIBLE INTO EVIDENCE AS PROVIDED ABOVE. THIS SECTION DOES NOT APPLY TO A CIVIL ACTION BROUGHT BY A PARTY TO A COMMISSION PROCEEDING WHO CLAIMS TO BE AGGRIEVED BY A COMMISSION DECISION. [This] ALSO, THIS section may not be construed to prevent the production of medical records, hospital records, or any other exhibit in any other proceeding, provided that the medical records, hospital records, or other exhibit is legally subpoenaed and is otherwise admissible.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1980.

Approved May 6, 1980.

CHAPTER 494

(House Bill 1864)

AN ACT concerning

Board of Dental Examiners

FOR the purpose of ~~changing-the-limit-on-the-amount-that-the~~
~~Board-may-set-as-the-annual-registration-fee-for~~
~~dentists,~~ establishing a limited license for
out-of-state dental hygienists to teach dental hygiene
in this State; providing for their qualifications;
