

(1) A CIVIL ACTION BROUGHT BY A PARTY TO THE PROCEEDINGS OF THE DENTAL REVIEW COMMITTEE WHO CLAIMS TO BE AGGRIEVED BY THE DECISION OF THE DENTAL REVIEW COMMITTEE; OR

(2) ANY RECORD OR DOCUMENT THAT IS CONSIDERED BY THE DENTAL REVIEW COMMITTEE AND THAT OTHERWISE WOULD BE SUBJECT TO DISCOVERY AND INTRODUCTION INTO EVIDENCE IN A CIVIL TRIAL.

(F) IMMUNITY FROM CIVIL LIABILITY.

A PERSON WHO ACTS IN GOOD FAITH AND WITHIN THE SCOPE OF JURISDICTION OF A DENTAL REVIEW COMMITTEE IS NOT CIVILLY LIABLE FOR ANY ACTION AS A MEMBER OF THE DENTAL REVIEW COMMITTEE OR FOR GIVING INFORMATION TO, PARTICIPATING IN, OR CONTRIBUTING TO THE FUNCTION OF THE DENTAL REVIEW COMMITTEE.

REVISOR'S NOTE: This section is new language derived without substantive change from Art. 32, § 25B.

The Commission to Revise the Annotated Code calls to the attention of the General Assembly that present Art. 32, § 25B(d) states in its first sentence that certain documents are privileged from discovery and admission into evidence and then in its third sentence provides for an exception that seemingly is equally as broad as the privilege. The revised language in this section closely follows the present law. However, the Commission believes that present Art. 32, § 25B(d), and, in turn, this section, may not state the intention of the General Assembly.

4-502. ADVERTISING.

(A) ADVERTISING BY LICENSED DENTISTS.

A LICENSED DENTIST MAY NOT ADVERTISE:

- (1) TO GUARANTEE ANY DENTAL WORK;
- (2) TO DO ANY DENTAL WORK PAINLESSLY;
- (3) TO DO DENTAL WORK IN A SUPERIOR MANNER;
- (4) IN A MANNER THAT TENDS TO DECEIVE OR MISLEAD THE PUBLIC;

(5) THAT THE DENTIST USES ANY ANESTHETIC, DRUG, FORMULA, MATERIAL, MEDICINE, METHOD, OR SYSTEM;

(6) BY EXHIBITING ANY DENTAL APPLIANCE TO THE GENERAL PUBLIC AT THE PLACE OF PRACTICE OF THE LICENSEE; OR

(7) TO DO NONROUTINE DENTAL WORK FREE OR FOR A STATED PRICE.