

(C) LOSS OF FEDERAL FUNDS.

THIS SECTION HAS NO EFFECT IF ITS OPERATION WOULD CAUSE THIS STATE TO LOSE ANY FEDERAL FUNDS.

REVISOR'S NOTE: This section formerly appeared as Article 43, § 42B.

In subsection (c) of this section, the defined term "Program recipient" is substituted for the term "patient", for consistency.

The only other changes are in style.

Medicare and Medicaid are covered by Titles XVIII and XIX of the Social Security Act.

Defined terms: "Department" § 1-101
"Program" § 15-101 "Program recipient" § 15-101

15-106. REVIEW OF HEALTH CARE UNDER PROGRAM.

(A) REVIEW REQUIRED.

(1) IN COOPERATION WITH THE PROFESSIONAL ORGANIZATIONS WHOSE MEMBERS PROVIDE HEALTH CARE UNDER THE PROGRAM, THE SECRETARY SHALL ESTABLISH A SYSTEM OF REVIEW FOR ALL HEALTH CARE THAT IS PROVIDED.

(2) THE REVIEW SHALL INCLUDE A STUDY OF THE QUALITY OF CARE AND THE PROPER USE OF THE SERVICES BY THE PROGRAM RECIPIENT OR THE PROVIDER.

(B) LIABILITY LIMITATIONS.

(1) A MEMBER OF AN APPOINTED COMMITTEE OF ANY OF THESE PROFESSIONAL ORGANIZATIONS OR AN APPOINTED MEMBER OF A COMMITTEE OF A MEDICAL STAFF OF A LICENSED HOSPITAL WHO ACTS WITHOUT MALICE IS NOT CIVILLY LIABLE FOR ANY FUNCTIONS THAT THE MEMBER UNDERTAKES OR PERFORMS IN THE SCOPE OF THIS SYSTEM OF REVIEW.

(2) THIS SECTION DOES NOT AFFECT THE IMMUNITY OF AN OFFICER OR EMPLOYEE OF A STATE AGENCY.

REVISOR'S NOTE: This section formerly appeared as the first and second sentences of the first paragraph and the entire second paragraph of Article 43, § 42(c).

In subsection (a)(1) of this section, the reference to the "Secretary" is substituted for the obsolete reference to the "State Board of Health and Mental Hygiene".