

2. The actual cost for postage and handling of the medical record.

(4) On or after July 1, 1995, the fees charged under paragraph (3) of this subsection may be adjusted annually for inflation in accordance with the Consumer Price Index.

(5) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, A HEALTH CARE PROVIDER MAY CHARGE A FEE, AS AUTHORIZED UNDER PARAGRAPHS (3) AND (4) OF THIS SUBSECTION, FOR THE RETRIEVAL, COPYING, PREPARATION, MAILING, AND ACTUAL COST OF POSTAGE AND HANDLING OF A MEDICAL RECORD DISCLOSED UNDER § 4-306 OF THIS SUBTITLE.

(II) IF A GOVERNMENT UNIT OR AGENCY MAKES A REQUEST FOR THE DISCLOSURE OF A MEDICAL RECORD UNDER § 4-306 OF THIS SUBTITLE, A HEALTH CARE PROVIDER MAY NOT CHARGE THE GOVERNMENT UNIT OR AGENCY A FEE FOR THE RETRIEVAL, COPYING, PREPARATION, MAILING, AND ACTUAL COST OF POSTAGE AND HANDLING OF THE MEDICAL RECORD.

[(5)](6) Notwithstanding any other provision of law, any person or entity who is not subject to the provisions of this subsection and who obtains a medical record from a health care provider or the provider's agent may not charge a fee for any subsequent copies of that medical record that exceeds the fee authorized under paragraph (3)(i) of this subsection.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2006.

Approved May 16, 2006.

CHAPTER 496

(House Bill 1435)

AN ACT concerning

Higher Education - Financial Assistance - Community College Access Initiative

FOR the purpose of requiring the Maryland Higher Education Commission to use a certain percent of financial need for certain fiscal years when calculating an award for a community college student receiving an Educational Excellence Award; and generally relating to the calculation of Educational Excellence Awards.

BY repealing and reenacting, with amendments,

Article - Education

Section 18-304

Annotated Code of Maryland