

~~(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) A HEALTH CARE PROVIDER WHO DISCLOSES A MEDICAL RECORD UNDER § 4-306 OF THIS SUBTITLE MAY CHARGE FEES 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.~~

4-306.

(b) A health care provider shall disclose a medical record without the authorization of a person in interest:

(6) [(i)] Subject to the additional limitations for a medical record developed primarily in connection with the provision of mental health services in § 4-307 of this subtitle and except as otherwise provided in items (2), (7), and (8) of this subsection, in accordance with compulsory process, if the [subpoena, summons, warrant, or court order contains a certification that] HEALTH CARE PROVIDER RECEIVES:

[1. A copy of the subpoena, summons, warrant, or court order has been served on the person whose records are sought by the party seeking the disclosure or production of the records; or

2. Service of the subpoena, summons, warrant, or court order has been waived by the court for good cause;

(ii) In accordance with a stipulation by a patient or person in interest; or

(iii) In accordance with a discovery request permitted by law to be made to a court, an administrative tribunal, or a party to a civil court, administrative, or health claims arbitration proceeding;]

(I) 1. ~~AN~~ A WRITTEN ASSURANCE FROM THE PARTY OR THE ATTORNEY REPRESENTING THE PARTY SEEKING THE MEDICAL RECORDS THAT:

A. A PERSON IN INTEREST HAS NOT OBJECTED TO THE DISCLOSURE OF THE DESIGNATED MEDICAL RECORDS AND 30 DAYS HAVE ELAPSED SINCE THE NOTICE WAS SENT; OR

B. THE OBJECTIONS OF A PERSON IN INTEREST HAVE BEEN RESOLVED AND THE REQUEST FOR DISCLOSURE IS IN ACCORDANCE WITH THE RESOLUTION;