

(2) PERFORMS ANY OF THE FUNCTIONS LISTED IN SUBSECTION (C) OF THIS SECTION.

(B) FOR PURPOSES OF THIS SECTION, A PHARMACIST REHABILITATION COMMITTEE IS:

(1) A COMMITTEE OF THE MARYLAND PHARMACEUTICAL ASSOCIATION;

(2) THE MARYLAND SOCIETY OF HOSPITAL PHARMACISTS; OR

(3) ANY OTHER PROFESSIONAL SOCIETY OR ASSOCIATION THAT:

(I) IS RECOGNIZED BY THE BOARD; AND

(II) IS COMPOSED OF PHARMACISTS.

(C) FOR PURPOSES OF THIS SECTION, A PHARMACIST REHABILITATION COMMITTEE EVALUATES AND PROVIDES ASSISTANCE TO ANY PHARMACIST IN NEED OF TREATMENT AND REHABILITATION FOR ALCOHOLISM, DRUG ABUSE, CHEMICAL DEPENDENCY, OR OTHER PHYSICAL, EMOTIONAL, OR MENTAL CONDITION.

(D) (1) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, THE PROCEEDINGS, RECORDS, AND FILES OF A PHARMACIST REHABILITATION COMMITTEE ARE NOT DISCOVERABLE AND ARE NOT ADMISSIBLE IN EVIDENCE IN ANY CIVIL ACTION ARISING OUT OF MATTERS THAT ARE BEING OR HAVE BEEN REVIEWED AND EVALUATED BY THE PHARMACIST REHABILITATION COMMITTEE.

(2) PARAGRAPH (1) OF THIS SUBSECTION DOES NOT APPLY TO ANY RECORD OR DOCUMENT THAT IS CONSIDERED BY THE PHARMACIST REHABILITATION COMMITTEE AND THAT OTHERWISE WOULD BE SUBJECT TO DISCOVERY AND INTRODUCTION INTO EVIDENCE IN A CIVIL TRIAL.

(3) FOR PURPOSES OF THIS SUBSECTION, CIVIL ACTION DOES NOT INCLUDE A PROCEEDING BEFORE THE BOARD OR JUDICIAL REVIEW OF A PROCEEDING BEFORE THE BOARD.

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

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 1986.

Approved May 27, 1986.

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