

CHAPTER 443

(House Bill 623)

AN ACT concerning

Chiropractors - Immunity from Civil Liability for Peer Review

FOR the purpose of establishing that a licensed chiropractor is immune from civil liability under certain circumstances for reviewing certain fees or charges for services for certain purposes.

BY adding to

Article - Health Occupations
Section 3-405
Annotated Code of Maryland
(1986 Replacement Volume and 1987 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Health Occupations

3-405.

A LICENSED CHIROPRACTOR IS NOT CIVILLY LIABLE FOR REVIEWING THE FEES OR CHARGES FOR SERVICES OF ANOTHER LICENSED CHIROPRACTOR IN THIS OR ANY OTHER STATE IF:

(1) THE RECORDS ARE RECEIVED BY THE CHIROPRACTOR FROM AN INSURANCE COMPANY SOLELY FOR THE PURPOSE OF EVALUATING WHETHER EXCESSIVE TREATMENT OR SERVICE WAS FURNISHED; AND

(2) THE CHIROPRACTOR ACTS:

(I) IN GOOD FAITH; AND

(II) WITHIN THE SCOPE OF THE CHIROPRACTOR'S LICENSE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1988.

Approved May 17, 1988.