

VETOES

(D) A TEST RESULT REPORTED BY AN INSTITUTION UNDER SUBSECTION (C) OF THIS SECTION MAY NOT CONTAIN ANY INFORMATION THAT IDENTIFIES THE SUBJECT OF THE TEST.

(E) AN INSTITUTION MAY NOT USE A SPERM SEMEN, BLOOD, OR TISSUE SPECIMEN FROM WHICH A DONOR WITH A POSITIVE HIV ANTIBODY TEST RESULT HAS BEEN OBTAINED. OBTAINED UNDER THE PROVISIONS OF THIS SECTION.

~~{F}--(1)--ANY--PERSON--WHO--KNOWINGLY--AND--WILLFULLY--FALSIFIES--A--REPORT,--OR--MAKES--ANY--FALSE,--FICTITIOUS,--OR--FRAUDULENT--STATEMENTS--OR--REPRESENTATIONS,--OR--WILLFULLY--OMITS--TO--SUBMIT--A--REPORT--TO--THE--SECRETARY--IS--GUILTY--OF--A--MISDEMEANOR.~~

~~{2)--EXCEPT--AS--OTHERWISE--PROVIDED--BY--LAW,--A--PERSON--WHO--VIOLATES--THIS--SECTION--IS--SUBJECT--TO--A--FINE--OF--NOT--MORE--THAN--\$1,000,--OR--IMPRISONMENT--FOR--NOT--MORE--THAN--5--YEARS,--OR--BOTH.~~

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

May 27, 1988

The Honorable Thomas V. Mike Miller, Jr.
President of the Senate
State House
Annapolis, Maryland 21401

Dear Mr. President:

In accordance with Article II, Section 17 of the Maryland Constitution, I have today vetoed Senate Bill 801.

Senate Bill 801 would create a State and local property tax exemption for certified health maintenance organizations that are exempt from federal income taxation under § 501(c)3 of the federal Internal Revenue Code and whose fees are determined on the basis of a prospectively determined community rating methodology. To be eligible for the exemption, the property must be owned by the health maintenance organization and be used exclusively for the provision of health services.

This bill would reverse a 1986 decision of the Maryland Court of Appeals in Supervisor v. Group Health Association, Inc., holding that the property of a certain health maintenance organization was not used for charitable purposes and, therefore, was not entitled to a property tax exemption under Article 81, § 9(e) of