

- (2) The person requests the information in writing; and
- (3) The authorization for the disclosure is in writing.

(j) The Board may disclose any information contained in a record to the STATE Medical Assistance Compliance Administration, THE SECRETARY OF THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES OR THE SECRETARY'S DESIGNEE, or any health occupational regulatory board if:

(1) (I) The STATE Medical Assistance Compliance Administration or any health occupational regulatory board requests the information in writing; OR

(II) THE SECRETARY OF THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES OR THE SECRETARY'S DESIGNEE IS ENTITLED TO RECEIVE THE INFORMATION OR HAVE ACCESS TO THE INFORMATION UNDER 42 U.S.C. § 139 6R - 2.

- (2) (i) The Board has issued an order under § 14-406 of this subtitle; or
- (ii) An allegation is pending before the Board; and

(3) The Board determines that the requested information is necessary for the proper conduct of the business of that administration or board.

(k) If the Board determines that the information contained in a record concerns possible criminal activity of a licensed physician, the Board shall disclose the information to a law enforcement or prosecutorial official.

(L) THE BOARD MAY PERMIT INSPECTION OF ~~PERSONAL~~ RECORDS FOR WHICH INSPECTION OTHERWISE IS NOT AUTHORIZED BY A PERSON WHO IS ENGAGED IN A RESEARCH PROJECT IF:

(1) THE RESEARCHER SUBMITS TO THE ~~OFFICIAL-CUSTODIAN~~ EXECUTIVE DIRECTOR AND THE BOARD APPROVES A WRITTEN REQUEST THAT:

- (I) DESCRIBES THE PURPOSE OF THE RESEARCH PROJECT;
- (II) DESCRIBES THE INTENT, IF ANY, TO PUBLISH THE FINDINGS;
- (III) DESCRIBES THE NATURE OF THE REQUESTED PERSONAL RECORDS;

(IV) DESCRIBES THE SAFEGUARDS THAT THE RESEARCHER WOULD TAKE TO PROTECT THE IDENTITY OF THE PERSONS IN INTEREST; AND

(V) STATES THAT PERSONS IN INTEREST WILL NOT BE CONTACTED UNLESS THE ~~OFFICIAL-CUSTODIAN~~ EXECUTIVE DIRECTOR APPROVES AND MONITORS THE CONTACT;

(2) THE ~~OFFICIAL-CUSTODIAN~~ EXECUTIVE DIRECTOR IS SATISFIED THAT THE PROPOSED SAFEGUARDS WILL PREVENT THE DISCLOSURE OF THE IDENTITY OF PERSONS IN INTEREST; AND

(3) THE RESEARCHER MAKES AN AGREEMENT WITH THE ~~CUSTODIAN~~ EXECUTIVE DIRECTOR THAT: