

(b) A claim filed under this subtitle and an initial pleading filed in any subsequent action may not contain a statement of the amount of damages sought other than that they are more than a required jurisdictional amount.

(C) IN ANY ACTION FOR DAMAGES FILED UNDER THIS SUBTITLE, THE HEALTH CARE PROVIDER IS NOT LIABLE FOR THE PAYMENT OF DAMAGES UNLESS IT IS ESTABLISHED THAT THE CARE GIVEN BY THE HEALTH CARE PROVIDER IS NOT IN ACCORDANCE WITH THE STANDARDS OF PRACTICE AMONG MEMBERS OF THE SAME HEALTH CARE PROFESSION WITH SIMILAR TRAINING AND EXPERIENCE SITUATED IN THE SAME OR SIMILAR COMMUNITIES AT THE TIME OF THE ALLEGED ACT GIVING RISE TO THE CAUSE OF ACTION.

~~[(c)]~~(D) Except as otherwise provided, the Maryland Rules of Procedure shall apply to all practice and procedure issues arising under this subtitle.

**Article - Health - General**

SUBTITLE 15. MEDICAL CARE DATA REVIEW MARYLAND HEALTH CARE ACCESS AND COST COMMISSION

19-1501.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) "COMMISSION" MEANS THE ~~MEDICAL CARE DATA REVIEW MARYLAND HEALTH CARE ACCESS AND COST~~ COMMISSION.

(C) "COMPREHENSIVE STANDARD HEALTH BENEFIT PLAN" MEANS THE COMPREHENSIVE STANDARD HEALTH BENEFIT PLAN ADOPTED IN ACCORDANCE WITH ARTICLE 48A, § 700 OF THE CODE.

(D) "HEALTH CARE PRACTITIONER" MEANS ANY PERSON THAT PROVIDES HEALTH CARE SERVICES AND IS LICENSED UNDER THE HEALTH OCCUPATIONS ARTICLE.

~~(C)~~ ~~(D)~~ ~~(H)~~ (E) "HEALTH CARE SERVICE" MEANS ANY HEALTH OR MEDICAL CARE PROCEDURE OR SERVICE RENDERED BY A ~~PHYSICIAN, PHARMACIST, OR OFFICE FACILITY~~ HEALTH CARE PRACTITIONER THAT:

~~(H)~~ (1) PROVIDES TESTING, DIAGNOSIS, OR TREATMENT OF HUMAN DISEASE OR DYSFUNCTION; OR

~~(H)~~ (2) DISPENSES DRUGS, MEDICAL DEVICES, MEDICAL APPLIANCES, OR MEDICAL GOODS FOR THE TREATMENT OF HUMAN DISEASE OR DYSFUNCTION.

~~(2)~~ "HEALTH CARE SERVICE" DOES NOT INCLUDE HOSPITAL SERVICES AS DEFINED IN § 19-201 OF THIS TITLE.

~~(D)~~ ~~(E)~~ (F) (1) "OFFICE FACILITY" MEANS THE OFFICE OF ONE OR MORE PHYSICIANS IN WHICH HEALTH CARE SERVICES ARE PROVIDED TO INDIVIDUALS.