

Article – Health Occupations
Section 8–320, 8–321, and 8–711
Annotated Code of Maryland
(1994 Replacement Volume and 1995 Supplement)

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 8–507
Annotated Code of Maryland
(1994 Replacement Volume and 1995 Supplement)

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

Article – Health Occupations

8–320.

(A) EXCEPT BY THE EXPRESS STIPULATION AND CONSENT OF ALL PARTIES TO A PROCEEDING BEFORE THE BOARD OR ANY OF ITS INVESTIGATORY BODIES, IN A CIVIL ~~OR CRIMINAL~~ ACTION, THE PROCEEDINGS, RECORDS, AND FILES OF THE BOARD OR ANY OF ITS INVESTIGATORY BODIES ARE NOT DISCOVERABLE AND ARE NOT ADMISSIBLE IN EVIDENCE.

(B) THIS SECTION DOES NOT APPLY TO A CIVIL ACTION BROUGHT BY A PARTY TO A PROCEEDING BEFORE THE BOARD WHO CLAIMS TO BE AGGRIEVED BY THE DECISION OF THE BOARD.

(C) IF ANY MEDICAL OR HOSPITAL RECORD OR ANY OTHER EXHIBIT IS SUBPOENAED AND OTHERWISE IS ADMISSIBLE IN EVIDENCE, THE USE OF THE RECORD OR EXHIBIT IN A PROCEEDING BEFORE THE BOARD OR ANY OF ITS INVESTIGATORY BODIES DOES NOT PREVENT ITS PRODUCTION IN ANY OTHER PROCEEDING.

8–321.

(A) THE BOARD MAY DISCLOSE ANY INFORMATION CONTAINED IN THE PROCEEDINGS, RECORDS, AND FILES OF THE BOARD TO ANY HEALTH OCCUPATION REGULATORY BOARD OF THE STATE OR ANOTHER STATE IF THE HEALTH ~~OCCUPATIONS~~ OCCUPATION REGULATORY BOARD ~~OF THE STATE~~ REQUESTS THE INFORMATION IN WRITING.

(B) A HEALTH OCCUPATION REGULATORY BOARD THAT RECEIVES INFORMATION FROM THE BOARD UNDER SUBSECTION (A) OF THIS SECTION MAY NOT REDISCLOSE THE INFORMATION WITHOUT THE CONSENT OF THE BOARD.

8–507.

(a) (1) In this section the following words have the meanings indicated.

(2) “Health care facility” means a hospital or related institution as defined in § 19–301 of the Health – General Article.