

EMPLOYEE OF THE INSURER, NONPROFIT HEALTH SERVICE PLAN, OR HEALTH MAINTENANCE ORGANIZATION OR A PARTICIPATING HEALTH CARE PROVIDER WHO PROVIDES MEDICAL SERVICES TO INSUREDS OR ENROLLEES without the prior written authorization of the individual from whom the test RESULTS OR GENETIC INFORMATION was obtained.

(D) DISCLOSURE OF IDENTIFIABLE GENETIC INFORMATION TO AN EMPLOYEE OR HEALTH CARE PROVIDER AUTHORIZED PURSUANT TO SUBSECTION (C)(3) OF THIS SECTION SHALL ONLY BE FOR THE PURPOSE OF:

(1) PROVIDING MEDICAL CARE TO PATIENTS; OR

(2) CONDUCTING RESEARCH THAT HAS BEEN APPROVED BY AN INSTITUTIONAL REVIEW BOARD ESTABLISHED IN ACCORDANCE WITH FEDERAL LAW.

[(d)](E) (1) For purposes of this subsection, §§ 4-113, 4-114, 27-501, and 27-505 of this article apply to nonprofit health service plans and health maintenance organizations.

(2) The Commissioner may issue an order under §§ 4-113, 4-114, 27-501, and 27-505 of this article if the Commissioner finds a violation of this section.

(F) THE AUTHORIZATION DESCRIBED IN SUBSECTION (C)(3) OF THIS SECTION IS REQUIRED FOR EACH DISCLOSURE AND SHALL DESCRIBE THE INDIVIDUAL OR ENTITIES MAKING THE DISCLOSURE, AND TO WHOM THE DISCLOSURE IS TO BE MADE, AND THE INFORMATION TO BE DISCLOSED.

Chapter 24 of the Acts of 1996

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1996. [It shall remain in effect for a period of 6 years and, at the end of September 30, 2002, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.]

Chapter 70 of the Acts of 1997

[SECTION 21. AND BE IT FURTHER ENACTED, That, at the end of September 30, 2002, and with no further action required by the General Assembly, § 27-909 of the Insurance Article, as enacted by Chapter ____ (H.B. 11) of the Acts of the General Assembly of 1997, shall be void. This section supersedes the termination and abrogation provisions of Section 2 of Chapter 24 of the Acts of the General Assembly of 1996.]

SECTION 23. AND BE IT FURTHER ENACTED, That, at the end of September 30, 2002, and with no further action required by the General Assembly, § 19-706(k) of the Health - General Article shall be void and § 19-706(l) of the Health - General Article, as enacted by Section 5 of this Act, shall take effect. This section supersedes the termination and abrogation provisions of Section 2 of Chapter 24 of the Acts of the General Assembly of 1996.