

BY adding to

Article - Health - General

Section 18-201.1

Annotated Code of Maryland

(2000 Replacement Volume)

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

Article - Health - General

4-101.

In this subtitle, "confidential record" means any record, report, statement, note, or other information that:

(1) Is assembled or obtained for research or study by:

(i) The Drug Abuse Administration; [or]

(II) THE AIDS ADMINISTRATION; OR

[(ii)] (III) The Secretary; and

(2) Names or otherwise identifies any person.

4-102.

(a) (1) Each confidential record shall remain in the custody and control of:

(i) The Drug Abuse Administration, if that Administration assembled or obtained the confidential record; [or]

(II) THE AIDS ADMINISTRATION, IF THAT ADMINISTRATION ASSEMBLED OR OBTAINED THE CONFIDENTIAL RECORD; OR

[(ii)] (III) The Secretary or an agent or employee of the Secretary, if the Secretary assembled or obtained the confidential record.

(2) The confidential record may be used only for the research and study for which it was assembled or obtained.

(3) A person may not disclose any confidential record to any person who is not engaged in the research or study project.

(b) This section does not apply to or restrict the use or publication of any statistics, information, or other material that summarizes or refers to confidential records in the aggregate, without disclosing the identity of any person who is the subject of the confidential record.

18-201.

(a) A physician with reason to suspect that a patient under the physician's care has an infectious or contagious disease EXCEPT HUMAN IMMUNODEFICIENCY