

~~(f) (1) A person shall have the immunity from liability described under § 5-637 of the Courts and Judicial Proceedings Article for any action as a member of the medical review committee or for giving information to, participating in, or contributing to the function of the medical review committee.~~

~~(2) A contribution to the function of a medical review committee includes any statement by any person, regardless of whether it is a direct communication with the medical review committee, that is made within the context of the person's employment or is made to a person with a professional interest in the functions of a medical review committee and is intended to lead to redress of a matter within the scope of a medical review committee's functions.~~

~~(g) Notwithstanding this section, §§ 14-410 and 14-412 of this article apply to:~~

~~(1) The Board of Physicians; and~~

~~(2) Any other entity, to the extent that it is acting in an investigatory capacity for the Board of Physicians.~~

~~(H) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE INTERNAL PROCEEDINGS, RECORDS, AND FILES OF AN ORGANIZATION OR STATE AGENCY RESPONSIBLE FOR ASSURING COMPLIANCE WITH TITLE 17, SUBTITLE 2A OF THE HEALTH GENERAL ARTICLE ARE NOT DISCOVERABLE AND ARE NOT ADMISSIBLE IN A CRIMINAL CASE IN WHICH EVIDENCE PRODUCED BY A FORENSIC LABORATORY IS INVOLVED.~~

~~(2) REPORTS, FINDINGS, RECOMMENDATIONS, AND CORRECTIVE ACTIONS ISSUED BY AN ORGANIZATION OR STATE AGENCY RESPONSIBLE FOR ASSURING COMPLIANCE WITH TITLE 17, SUBTITLE 2A OF THE HEALTH GENERAL ARTICLE TO A FORENSIC LABORATORY ARE DISCOVERABLE AND ADMISSIBLE TO THE EXTENT REQUIRED BY LAW.~~

~~SECTION 2. AND BE IT FURTHER ENACTED, That the Governor shall include in the State budget for fiscal year 2009 and each year thereafter an appropriation sufficient to fund not less than one supervisor, three curveyors, and related administrative costs for the Office of Health Care Quality Laboratory Licensing and Certification Unit to implement this Act.~~

~~SECTION 2. AND BE IT FURTHER ENACTED, That the Secretary of Health and Mental Hygiene Governor shall make initial appointments to the Forensic Laboratory Advisory Committee on or before November 1, 2007 December 1, 2008.~~