

(I) [notice] NOTICE to the parent or guardian may lead to physical or emotional abuse of the minor;

(II) THE MINOR IS MATURE AND CAPABLE OF GIVING INFORMED CONSENT TO AN ABORTION; OR

(III) NOTIFICATION WOULD NOT BE IN THE BEST INTEREST OF THE MINOR.

(2) The physician is not liable for civil damages or subject to a criminal penalty for a decision under this subsection not to give notice.

(d) The postal receipt that shows an article of mail was sent by certified mail, return receipt requested, bearing a postmark from the United States Postal Service, to the last known address of a parent or guardian and that is attached to a copy of the notice letter that was sent in that article of mail shall be conclusive evidence of notice or a reasonable effort to give notice, as the case may be.

(E) A PHYSICIAN MAY NOT PROVIDE NOTICE TO A PARENT OR GUARDIAN IF THE MINOR DECIDES NOT TO HAVE THE ABORTION.

[Part I. Abortion Referral Services]

[20-201.

A person may not engage in or advertise any abortion referral service that is carried on for profit and includes the referral or recommendation of any individual to a physician, hospital, health-related facility, or dispensary.]

[20-202.

A physician, hospital, health-related facility, or dispensary may not make an agreement with an abortion referral service located in or doing business in another state if the abortion referral service would be prohibited under § 20-201 of this subtitle if the service were located in or doing business in this State.]

[20-203.

A person may not operate any abortion referral service unless the service is registered with the Department.]

[20-204.

A person who engages in any abortion referral service may not accept, solicit, or divide any fee received by a physician, hospital, health-related facility, or dispensary that performs or induces an abortion on any individual brought, recommended, or referred to that physician, hospital, health-related facility, or dispensary.]

[20-205.

The Department shall adopt rules and regulations for abortion referral services, including medical standards and guidelines for referral procedure and training for the staff.]