

- ~~(10)~~ (9) AN OCCUPATIONAL THERAPIST;
- ~~(11)~~ (10) AN OPTOMETRIST;
- ~~(12)~~ (11) A PHYSICAL ~~THERAPY~~ THERAPIST EXAMINER;
- ~~(13)~~ (12) A PHYSICIAN;
- ~~(14)~~ (13) A PODIATRIST;
- ~~(15)~~ (14) A PROFESSIONAL COUNSELOR;
- ~~(16)~~ (15) A PSYCHOLOGIST; ~~AND~~
- (16) A SOCIAL WORKER; AND
- ~~(17)~~ ~~(16)~~ (17) A SPEECH-LANGUAGE PATHOLOGIST.

[(a)](B) Except for a minor patient, unless a patient is notified, a [physician, optometrist, podiatrist, or dentist] HEALTH CARE PROVIDER may not destroy a medical record or laboratory or X-ray report about a patient for 5 years after the record or report is made.

[(b)](C) In the case of a minor patient, [a physician, optometrist, podiatrist, or dentist may not destroy] a medical record or laboratory or X-ray report about a minor patient MAY NOT BE DESTROYED until the patient attains the age of majority plus 3 years or for 5 years after the record or report is made, whichever is later, unless:

(1) The parent or guardian of the minor patient is notified; or

(2) If the medical care documented in the record was provided under § 20-102(c) or § 20-103(c) of the Health - General Article, the minor patient is notified.

[(c)](D) The notice under subsections [(a) and (b)] (B) AND (C) of this section shall:

(1) Be made by first-class mail to the last known address of the patient;

(2) Include the date on which the record of the patient shall be destroyed; and

(3) Include a statement that the record or synopsis of the record, if wanted, must be retrieved at a designated location within 30 days of the proposed date of destruction.

[(d)](E) After the death of a [physician, podiatrist, optometrist, or dentist,] HEALTH CARE PROVIDER who was a sole practitioner, the administrator of the estate, or a designee shall:

(1) Forward the notice required in this section before the destruction or transfer of medical records; or

(2) Publish a notice in a daily newspaper that is circulated locally for 2 consecutive weeks: