

~~(k) A health care provider or health care facility acting in good faith to provide notification or maintain the confidentiality of the results of a test for the presence of HIV in accordance with the provisions of this section may not be held liable in any cause of action related to a breach of patient or health care provider confidentiality.~~

~~(l) (1) The medical and chiralurgical faculty of the State of Maryland in consultation with the Centers for Disease Control, the Maryland Hospital Association, and the Department of Health and Mental Hygiene shall develop a practice protocol for physicians who are infected with HIV.~~

~~(2) This practice protocol shall be reported, subject to § 2-1312 of the State Government Article, to the General Assembly on December 2, 1991.~~

~~SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1992.~~

SECTION 2. AND BE IT FURTHER ENACTED, That the Department of Health and Mental Hygiene shall:

(1) Develop a unique patient identifying number system for specimens from a human body to be tested for HIV and CD 4+ count to be implemented by no later than October 1, 1993;

(2) In developing the system, consult with the Medical and Chiralurgical Faculty of Maryland, the Maryland Hospital Association, the Governor's Council on HIV Prevention and Treatment, AIDS advocacy groups, and any other organizations it considers appropriate;

(3) In developing the system, consider the use of identifiers commonly available to health care providers;

(4) Report to the Senate Economic and Environmental Affairs Committee and the House Environmental Matters Committee on the progress of the development of the system by December 1, 1992; and

(5) Review current statutes and regulations and the impact of the system on them and prepare any necessary legislation or regulations to implement the system and conform current law to the system.

SECTION 3. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall take effect October 1, 1993.

SECTION 4. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect June 1, 1992.

May 26, 1992

The Honorable Thomas V. Mike Miller, Jr.
President of the Senate
State House
Annapolis, Maryland 21401