

(iii) To ~~any~~ THE ANY provider's insurer or legal counsel, or the authorized employees or agents of a provider's insurer or legal counsel, for the sole purpose of handling a ~~[potential or actual claim]~~ OR CIVIL OR CRIMINAL ACTION against ~~any~~ THE ANY provider IF THE MEDICAL RECORD IS MAINTAINED ON THE CLAIMANT AND RELATES TO THE SUBJECT MATTER OF THE CLAIM ~~IF~~.

~~1. THE PATIENT OR RECIPIENT ON WHOM THE MEDICAL RECORD IS KEPT IS A PARTY TO THE ACTION;~~

~~2. THE PATIENT OR RECIPIENT HAS PLACED THE PATIENT'S OR RECIPIENT'S PHYSICAL OR MENTAL CONDITION OR FUNCTIONAL STATUS AT ISSUE IN THE CIVIL OR CRIMINAL ACTION; AND~~

~~3. THE REQUEST FOR DISCLOSURE IS ACCOMPANIED BY A CERTIFICATE STATING THAT:~~

~~A. THE PATIENT OR RECIPIENT IS A PARTY TO THE CIVIL OR CRIMINAL ACTION; AND~~

~~B. THE PATIENT OR RECIPIENT HAS PLACED THE PATIENT'S OR RECIPIENT'S PHYSICAL OR MENTAL CONDITION OR FUNCTIONAL STATUS AS A MATERIAL FACT AT ISSUE IN THE CIVIL OR CRIMINAL ACTION;~~

(2) If the person given access to the medical record signs an acknowledgment of the duty under this Act not to redisclose any patient identifying information, to a person for:

(i) Educational or research purposes, subject to the applicable requirements of an institutional review board;

(ii) Evaluation and management of health care delivery systems; or

(iii) Accreditation of a facility by professional standard setting entities;

(3) Subject to the additional limitations for a medical record developed primarily in connection with the provision of mental health services in § 4-307 of this subtitle, to a government agency performing its lawful duties as authorized by an act of the Maryland General Assembly or the United States Congress;

(4) Subject to the additional limitations for a medical record developed primarily in connection with the provision of mental health services in § 4-307 of this subtitle, to another health care provider for the sole purpose of treating the patient or recipient on whom the medical record is kept;

(5) If a claim has been or may be filed by, or with the authorization of a patient or recipient on behalf of the patient or recipient, for covered insureds, covered beneficiaries, or enrolled recipients only, to third party payors and their agents, if the payors or agents have met the applicable provisions of Title 19, Subtitle 13 of the Health - General Article, including nonprofit health service plans, health maintenance organizations, fiscal intermediaries and carriers, the Department of Health and Mental Hygiene and its agents, the United States Department of Health