

(i) Confidential and subject to Title 4, Subtitle 1 of this article;
and

(ii) Not medical records under Title 4, Subtitle 3 of this article, but are subject to the confidentiality requirements of Title 4, Subtitle 1 of this article.

(3) The reports and any proceedings, records, or files submitted under this section related to HIV/AIDS are not discoverable and are not admissible in evidence in any civil action.†

~~(I) CONFIDENTIAL AND SUBJECT TO TITLE 4, SUBTITLE 1 OF THIS ARTICLE; AND~~

~~(II) NOT MEDICAL RECORDS UNDER TITLE 4, SUBTITLE 3 OF THIS ARTICLE.~~

~~(2) EXCEPT AS PROVIDED UNDER PARAGRAPHS (3), (4), AND (5) OF THIS SECTION, THE REPORTS AND ANY PROCEEDINGS, RECORDS, OR FILES ASSEMBLED, GENERATED, OR COMPILED IN ACCORDANCE WITH A REPORT MADE UNDER THIS SECTION ARE NOT DISCOVERABLE AND ARE NOT ADMISSIBLE IN EVIDENCE IN ANY CIVIL OR CRIMINAL MATTER.~~

~~(3)~~ (4) THE SECRETARY MAY PREPARE AND DISSEMINATE GENERALLY NONINDIVIDUALLY IDENTIFIABLE INFORMATION ABOUT ONE OR MORE CASES OF A CONDITION OR A DISEASE BASED ON ANY REPORT MADE UNDER THIS SECTION, FOR ANY PURPOSE CONSISTENT WITH THE SECRETARY'S LAWFUL DUTIES AS AUTHORIZED BY AN ACT OF THE MARYLAND GENERAL ASSEMBLY.

~~(4)~~ (5) This subsection does not apply to a disclosure by the Secretary to another governmental agency performing its lawful duties as authorized by an act of the Maryland General Assembly or the United States Congress where the Secretary determines that:

(i) The agency to whom the information is disclosed will maintain the confidentiality of the disclosure; and

(ii) The disclosure is necessary to protect the public health or to prevent the spread of an infectious or contagious disease.