
By: **Delegates Morhaim and Petzold**

Introduced and read first time: February 10, 2005

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Health Care Malpractice Claims - Physician Assistants**

3 FOR the purpose of making certain provisions of law relating to health care
4 malpractice claims applicable to physician assistants; and generally relating to
5 health care malpractice claims and physician assistants.

6 BY repealing and reenacting, without amendments,
7 Article - Courts and Judicial Proceedings
8 Section 3-2A-01(a)
9 Annotated Code of Maryland
10 (2002 Replacement Volume and 2004 Supplement)
11 (As enacted by Chapter 5 of the Acts of the General Assembly of the 2004 Special
12 Session)

13 BY repealing and reenacting, with amendments,
14 Article - Courts and Judicial Proceedings
15 Section 3-2A-01(f)
16 Annotated Code of Maryland
17 (2002 Replacement Volume and 2004 Supplement)
18 (As enacted by Chapter 5 of the Acts of the General Assembly of the 2004 Special
19 Session)

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
21 MARYLAND, That the Laws of Maryland read as follows:

22 **Article - Courts and Judicial Proceedings**

23 3-2A-01.

24 (a) In this subtitle the following terms have the meanings indicated unless the
25 context of their use requires otherwise.

26 (f) (1) "Health care provider" means a hospital, a related institution as
27 defined in § 19-301 of the Health - General Article, a medical day care center, a

1 hospice care program, an assisted living program, a freestanding ambulatory care
2 facility as defined in § 19-3B-01 of the Health - General Article, a physician, an
3 osteopath, an optometrist, a chiropractor, a registered or licensed practical nurse, a
4 dentist, a podiatrist, a psychologist, a licensed certified social worker-clinical, [and]
5 a physical therapist, AND A PHYSICIAN ASSISTANT, licensed or authorized to provide
6 one or more health care services in Maryland.

7 (2) "Health care provider" does not include any nursing institution
8 conducted by and for those who rely upon treatment by spiritual means through
9 prayer alone in accordance with the tenets and practices of a recognized church or
10 religious denomination.

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 July 1, 2005.