

HOUSE BILL 1157

C4

9lr1173
CF SB 882

By: **Delegates Schuler and Bromwell**

Introduced and read first time: February 13, 2009

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Physicians – Professional Liability Insurance Coverage – Notification and**
3 **Posting Requirements**

4 FOR the purpose of requiring physicians licensed to practice medicine in the State to
5 notify patients in writing and on each visit of certain information relating to
6 professional liability insurance coverage; requiring certain physicians to
7 maintain certain records and post certain information in their place of practice;
8 requiring the State Board of Physicians to develop certain language for a
9 certain notice requirement; and generally relating to physicians and
10 professional liability insurance.

11 BY adding to
12 Article – Health Occupations
13 Section 14–508
14 Annotated Code of Maryland
15 (2005 Replacement Volume and 2008 Supplement)

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

18 **Article – Health Occupations**

19 **14–508.**

20 (A) **EACH LICENSEE PRACTICING MEDICINE IN THE STATE SHALL**
21 **NOTIFY A PATIENT IN WRITING AND ON EACH VISIT IF:**

22 (1) **THE LICENSEE DOES NOT MAINTAIN PROFESSIONAL**
23 **LIABILITY INSURANCE COVERAGE; OR**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(2) THE LICENSEE'S PROFESSIONAL LIABILITY INSURANCE**
2 **COVERAGE HAS LAPSED FOR ANY PERIOD OF TIME AND THE LICENSEE'S**
3 **COVERAGE HAS NOT BEEN RENEWED.**

4 **(B) THE WRITTEN NOTIFICATION PROVIDED TO THE PATIENT UNDER**
5 **SUBSECTION (A) OF THIS SECTION MUST BE:**

6 **(1) SIGNED BY THE PATIENT AT THE TIME OF THE PATIENT'S**
7 **VISIT; AND**

8 **(2) RETAINED BY THE LICENSEE AS PART OF THE LICENSEE'S**
9 **PATIENT RECORDS.**

10 **(C) EACH LICENSEE PRACTICING MEDICINE IN THE STATE WHO DOES**
11 **NOT MAINTAIN PROFESSIONAL LIABILITY INSURANCE COVERAGE SHALL**
12 **CONSPICUOUSLY POST THAT INFORMATION IN THE LICENSEE'S PLACE OF**
13 **PRACTICE.**

14 **(D) THE BOARD SHALL DEVELOP APPROPRIATE LANGUAGE FOR THE**
15 **WRITTEN NOTIFICATION REQUIRED UNDER SUBSECTION (A) OF THIS SECTION.**

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 October 1, 2009.