

SENATE BILL 495

J1, J2

9lr1192
CF HB 526

By: **Senators Kelley, Beidle, Benson, Feldman, Hayes, Klausmeier, and Reilly**
Introduced and read first time: February 4, 2019
Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Medical Laboratories – Laboratory Tests and Procedures – Advertising**

3 FOR the purpose of authorizing a person to directly or indirectly advertise for or solicit
4 business in the State for a laboratory test or procedure ordered by a physician and
5 performed by a medical laboratory certified under a certain provision of federal law;
6 making a conforming change; and generally relating to medical laboratories.

7 BY repealing and reenacting, with amendments,
8 Article – Health – General
9 Section 17–215
10 Annotated Code of Maryland
11 (2015 Replacement Volume and 2018 Supplement)

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

14 **Article – Health – General**

15 17–215.

16 (A) **[A] EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION,** A person
17 may not directly or indirectly advertise for or solicit business in this State for any medical
18 laboratory, regardless of location, from anyone except a physician, hospital, medical
19 laboratory, clinic, clinical installation, or other medical care facility.

20 (B) **A PERSON MAY DIRECTLY OR INDIRECTLY ADVERTISE FOR OR SOLICIT**
21 **BUSINESS IN THE STATE FOR A LABORATORY TEST OR PROCEDURE ORDERED BY A**
22 **PHYSICIAN AND PERFORMED BY A MEDICAL LABORATORY CERTIFIED UNDER 42**
23 **U.S.C. § 263A.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2019.