
By: Senator Hollinger

Introduced and read first time: February 2, 1996

Assigned to: Economic and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 5, 1996

CHAPTER ____

1 AN ACT concerning

2 **State Board of Physician Quality Assurance - Discipline of Physician Medical Directors**

3 FOR the purpose of providing that the State Board of Physician Quality Assurance may
4 reprimand, suspend, or revoke the license of a physician ~~who is the~~ medical director
5 ~~of a certain health care facility and who fails to insure compliance with certain~~
6 ~~standards, institute certain medical procedures, provide certain services, or perform~~
7 ~~certain duties~~ who has certain responsibilities and fails to take certain actions for
8 the delivery of quality medical care; and generally relating to the State Board of
9 Physician Quality Assurance and grounds for certain disciplinary actions.

10 BY repealing and reenacting, with amendments,

11 Article - Health Occupations
12 Section 14-404(a)(33) and (34)
13 Annotated Code of Maryland
14 (1994 Replacement Volume and 1995 Supplement)

15 BY adding to

16 Article - Health Occupations
17 Section 14-404(a)(35)
18 Annotated Code of Maryland
19 (1994 Replacement Volume and 1995 Supplement)

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

2

1 **Article - Health Occupations**

2 14-404.

3 (a) Subject to the hearing provisions of § 14-405 of this subtitle, the Board, on the
4 affirmative vote of a majority of its full authorized membership, may reprimand any
5 licensee, place any licensee on probation, or suspend or revoke a license if the licensee:

6 (33) Fails to cooperate with a lawful investigation conducted by the Board;
7 [or]

8 (34) Is in breach of a service obligation resulting from the applicant's or
9 licensee's receipt of State or federal funding for the licensee's medical education; OR

10 (35) IS A PHYSICIAN MEDICAL DIRECTOR RESPONSIBLE FOR THE
11 ~~OVERALL COORDINATION OF MEDICAL CARE OF A HEALTH CARE FACILITY AS~~
12 ~~DEFINED IN § 19-101(F) OF THE HEALTH GENERAL ARTICLE OR ALTERNATIVE~~
13 ~~HEALTH CARE SYSTEM AS DEFINED IN § 14-501(A) OF THIS ARTICLE AND FAILS TO:~~

14 ~~(I) INSTITUTE APPROPRIATE MEDICAL PROCEDURES;~~

15 ~~(II) INSURE COMPLIANCE WITH APPLICABLE FEDERAL OR STATE~~
16 ~~REGULATIONS; OR~~

17 ~~(III) INSURE APPROPRIATE SUPERVISION OR OTHERWISE OVERSEE~~
18 ~~THE ADEQUACY AND APPROPRIATENESS OF THE SERVICES PROVIDED BY THE~~
19 ~~HEALTH CARE FACILITY OR ALTERNATIVE HEALTH CARE SYSTEM ESTABLISHING~~
20 ~~OR SUPERVISING PROTOCOL OR PROCEDURES FOR THE DELIVERY OF HEALTH~~
21 ~~CARE SERVICES AND FAILS TO ESTABLISH, IMPLEMENT, SUPERVISE, OR MEET~~
22 ~~APPROPRIATE STANDARDS FOR THE DELIVERY OF QUALITY MEDICAL CARE AS~~
23 ~~DETERMINED BY APPROPRIATE PEER REVIEW.~~

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 October 1, 1996.