

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL NO. 1053

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 2 in its entirety and substitute "Disclosure of Medical Records - Health Care Provider's Insurer or Legal Counsel"; and strike in their entirety lines 3 through 5, inclusive, and substitute:

"FOR the purpose of altering a provision that authorizes a health care provider to disclose a medical record, without the authorization of a person in interest, to any provider's insurer or legal counsel for the purpose of handling a certain action at law; and generally relating to the disclosure of medical records to any health care provider's insurer or legal counsel."

AMENDMENT NO. 2

On page 1, in line 8, strike "4-306(b)" and substitute "4-305(b)(1)".

AMENDMENT NO. 3

On pages 1 through 3, strike beginning with line 14 on page 1 down through line 10 on page 3, inclusive, and substitute:

"4-305.

(b) A health care provider may disclose a medical record without the authorization of a person in interest:

(1) (i) To the provider's authorized employees, agents, medical staff, medical students, or consultants for the sole purpose of offering, providing, evaluating, or seeking payment for health care to patients or recipients by the provider;

(ii) To the provider's legal counsel regarding only the information in the

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medical record that relates to the subject matter of the representation; or

(iii) To any provider's insurer or legal counsel, or the authorized employees or agents of a provider's insurer or legal counsel, for the sole purpose of handling a potential or actual claim against any provider IF THE MEDICAL RECORD IS MAINTAINED ON THE CLAIMANT AND RELATES TO THE SUBJECT MATTER OF THE CLAIM;”.