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By: **Chairman, Economic Matters Committee (Departmental - Insurance Administration, Maryland)**

Introduced and read first time: February 2, 1998

Assigned to: Economic Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Health Occupations - Boards - Disclosure of Information**

3 FOR the purpose of requiring certain health occupations boards to disclose certain  
4 information regarding possible insurance fraud in the records of certain boards  
5 to the Insurance Fraud Division of the Maryland Insurance Administration  
6 under certain circumstances; and generally relating to health occupations  
7 boards and disclosure of information.

8 BY adding to  
9 Article - Health Occupations  
10 Section 1A-205(c), 3-205(c), 4-205(c), 5-205(c), 12-205(b)(4), 13-206(c), and  
11 18-206(c)  
12 Annotated Code of Maryland  
13 (1994 Replacement Volume and 1997 Supplement)

14 BY repealing and reenacting, with amendments,  
15 Article - Health Occupations  
16 Section 16-313(c) and 19-205  
17 Annotated Code of Maryland  
18 (1994 Replacement Volume and 1997 Supplement)

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

21 **Article - Health Occupations**

22 1A-205.

23 (C) IF THE BOARD OR THE OFFICE OF THE ATTORNEY GENERAL DETERMINES  
24 THAT THE INFORMATION CONTAINED IN A RECORD CONCERNS POSSIBLE  
25 INSURANCE FRAUD ACTIVITY OF AN INDIVIDUAL LICENSED BY THE BOARD, THE  
26 BOARD SHALL DISCLOSE THE INFORMATION TO THE INSURANCE FRAUD DIVISION OF  
27 THE MARYLAND INSURANCE ADMINISTRATION.

1 3-205.

2 (C) IF THE BOARD OR THE OFFICE OF THE ATTORNEY GENERAL DETERMINES  
3 THAT THE INFORMATION CONTAINED IN A RECORD CONCERNS POSSIBLE  
4 INSURANCE FRAUD ACTIVITY OF AN INDIVIDUAL LICENSED BY THE BOARD, THE  
5 BOARD SHALL DISCLOSE THE INFORMATION TO THE INSURANCE FRAUD DIVISION OF  
6 THE MARYLAND INSURANCE ADMINISTRATION.

7 4-205.

8 (C) IF THE BOARD OR THE OFFICE OF THE ATTORNEY GENERAL DETERMINES  
9 THAT THE INFORMATION CONTAINED IN A RECORD CONCERNS POSSIBLE  
10 INSURANCE FRAUD ACTIVITY OF AN INDIVIDUAL LICENSED BY THE BOARD, THE  
11 BOARD SHALL DISCLOSE THE INFORMATION TO THE INSURANCE FRAUD DIVISION OF  
12 THE MARYLAND INSURANCE ADMINISTRATION.

13 5-205.

14 (C) IF THE BOARD OR THE OFFICE OF THE ATTORNEY GENERAL DETERMINES  
15 THAT THE INFORMATION CONTAINED IN A RECORD CONCERNS POSSIBLE  
16 INSURANCE FRAUD ACTIVITY OF AN INDIVIDUAL LICENSED BY THE BOARD, THE  
17 BOARD SHALL DISCLOSE THE INFORMATION TO THE INSURANCE FRAUD DIVISION OF  
18 THE MARYLAND INSURANCE ADMINISTRATION.

19 12-205.

20 (b) (4) IF THE BOARD OR THE OFFICE OF THE ATTORNEY GENERAL  
21 DETERMINES THAT THE INFORMATION CONTAINED IN A RECORD CONCERNS  
22 POSSIBLE INSURANCE FRAUD ACTIVITY OF AN INDIVIDUAL LICENSED BY THE  
23 BOARD, THE BOARD SHALL DISCLOSE THE INFORMATION TO THE INSURANCE FRAUD  
24 DIVISION OF THE MARYLAND INSURANCE ADMINISTRATION.

25 13-206.

26 (C) IF THE BOARD OR THE OFFICE OF THE ATTORNEY GENERAL DETERMINES  
27 THAT THE INFORMATION CONTAINED IN A RECORD CONCERNS POSSIBLE  
28 INSURANCE FRAUD ACTIVITY OF AN INDIVIDUAL LICENSED BY THE BOARD, THE  
29 BOARD SHALL DISCLOSE THE INFORMATION TO THE INSURANCE FRAUD DIVISION OF  
30 THE MARYLAND INSURANCE ADMINISTRATION.

31 16-313.

32 (c) (1) Except as provided in [paragraph (2)] PARAGRAPHS (2) AND (3) of  
33 this subsection, until the Board passes an order under § 16-315 of this subtitle, each  
34 related investigation, report, and recommendation is confidential.

35 (2) On the request of a person who has made a complaint to the Board,  
36 the Board shall provide the person with information on the status of the complaint.

1           (3)     IF THE BOARD OR THE OFFICE OF THE ATTORNEY GENERAL  
2 DETERMINES THAT THE INFORMATION CONTAINED IN A RECORD CONCERNS  
3 POSSIBLE INSURANCE FRAUD ACTIVITY OF AN INDIVIDUAL LICENSED BY THE  
4 BOARD, THE BOARD SHALL DISCLOSE THE INFORMATION TO THE INSURANCE FRAUD  
5 DIVISION OF THE MARYLAND INSURANCE ADMINISTRATION.

6 18-206.

7           (C)     IF THE BOARD OR THE OFFICE OF THE ATTORNEY GENERAL DETERMINES  
8 THAT THE INFORMATION CONTAINED IN A RECORD CONCERNS POSSIBLE  
9 INSURANCE FRAUD ACTIVITY OF AN INDIVIDUAL LICENSED BY THE BOARD, THE  
10 BOARD SHALL DISCLOSE THE INFORMATION TO THE INSURANCE FRAUD DIVISION OF  
11 THE MARYLAND INSURANCE ADMINISTRATION.

12 19-205.

13           (A)     In addition to the powers and duties set forth elsewhere in this title, the  
14 Board has the following powers and duties:

15           (1)     To adopt rules and regulations to carry out the provisions of this title;

16           (2)     To adopt a code of ethics;

17           (3)     To adopt an official seal;

18           (4)     To hold hearings and keep records and minutes necessary for the  
19 orderly conduct of business; and

20           (5)     To issue a list annually of all currently licensed social workers.

21           (B)     IF THE BOARD OR THE OFFICE OF THE ATTORNEY GENERAL DETERMINES  
22 THAT THE INFORMATION CONTAINED IN A RECORD CONCERNS POSSIBLE  
23 INSURANCE FRAUD ACTIVITY OF AN INDIVIDUAL LICENSED BY THE BOARD, THE  
24 BOARD SHALL DISCLOSE THE INFORMATION TO THE INSURANCE FRAUD DIVISION OF  
25 THE MARYLAND INSURANCE ADMINISTRATION.

26     SECTION 2.  AND BE IT FURTHER ENACTED, That this Act shall take  
27 effect October 1, 1998.