
By: **Delegate Snodgrass**
Introduced and read first time: February 12, 1998
Assigned to: Environmental Matters

Committee Report: Favorable
House action: Adopted
Read second time: March 23, 1998

CHAPTER _____

1 AN ACT concerning

2 **Medical Records - Definition**

3 FOR the purpose of altering the definition of "medical record" to include a certain file
4 or record received from another health care provider that relates to the health
5 care of a patient; and generally relating to the definition of "medical record".

6 BY repealing and reenacting, with amendments,
7 Article - Health - General
8 Section 4-301(g)
9 Annotated Code of Maryland
10 (1994 Replacement Volume and 1997 Supplement)

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

13 **Article - Health - General**

14 4-301.

15 (g) (1) "Medical record" means any oral, written, or other transmission in
16 any form or medium of information that:

- 17 (i) Is entered in the record of a patient or recipient;
- 18 (ii) Identifies or can readily be associated with the identity of a
19 patient or recipient; and
- 20 (iii) Relates to the health care of the patient or recipient.

1 (2) "Medical record" includes any:

2 (i) Documentation of disclosures of a medical record to any person
3 who is not an employee, agent, or consultant of the health care provider;

4 (ii) File or record maintained under § 12-403(b)(13) of the Health
5 Occupations Article by a pharmacy of a prescription order for drugs, medicines, or
6 devices that identifies or may be readily associated with the identity of a patient;
7 [and]

8 (iii) Documentation of an examination of a patient regardless of
9 who:

10 1. Requested the examination; or

11 2. Is making payment for the examination[.]; AND

12 (IV) FILE OR RECORD RECEIVED FROM ANOTHER HEALTH CARE
13 PROVIDER THAT:

14 1. RELATES TO THE HEALTH CARE OF A PATIENT OR
15 RECIPIENT RECEIVED FROM THAT HEALTH CARE PROVIDER; AND

16 2. IDENTIFIES OR CAN READILY BE ASSOCIATED WITH THE
17 IDENTITY OF THE PATIENT OR RECIPIENT.

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