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By: Delegates McHale, Hammen, and Cole

Introduced and read first time: February 13, 2002 Assigned to: Rules and Executive Nominations

A BILL ENTITLED

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1	AN	ACT	concerning

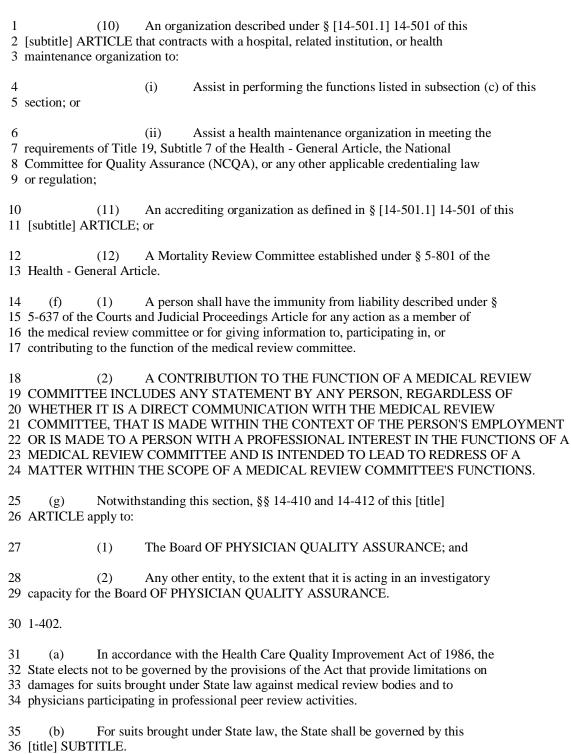
2 Health Occupations - Medical Review Committees - Civil Immunity

- 3 FOR the purpose of providing for what constitutes a contribution to the function of a
- 4 medical review committee for the purpose of determining certain civil immunity;
- and generally relating to civil immunity for contributing to the function of a
- 6 medical review committee.
- 7 BY renumbering
- 8 Article Health Occupations
- 9 Section 14-501, 14-502, 14-501.1, 14-504 through 14-506, and 14-508,
- 10 respectively
- 11 to be Section 1-401, 1-402, and 14-501 through 14-505, respectively
- 12 Annotated Code of Maryland
- 13 (2000 Replacement Volume and 2001 Supplement)
- 14 BY repealing and reenacting, with amendments,
- 15 Article Health Occupations
- Section 1-401(b), (f), and (g) and 1-402 to be under the new subtitle "Subtitle 4.
- 17 Medical Review Committees"
- 18 Annotated Code of Maryland
- 19 (2000 Replacement Volume and 2001 Supplement)
- 20 (As enacted by Section 1 of this Act)
- 21 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
- 22 MARYLAND, That Section(s) 14-501, 14-502, 14-501.1, 14-504 through 14-506, and
- 23 14-508, respectively, of Article Health Occupations of the Annotated Code of
- 24 Maryland be renumbered to be Section(s) 1-401, 1-402, and 14-501 through 14-505,
- 25 respectively.
- 26 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland
- 27 read as follows:

34 occupations school;

1 **Article - Health Occupations** 2 SUBTITLE 4. MEDICAL REVIEW COMMITTEES. 3 1-401. For purposes of this section, a medical review committee is: 4 (b) 5 A regulatory board or agency established by State or federal law to (1) 6 license, certify, or discipline any provider of health care; 7 A committee of the Faculty or any of its component societies or a (2) 8 committee of any other professional society or association composed of providers of 9 health care: 10 (3) A committee appointed by or established in a local health department 11 for review purposes; 12 A committee appointed by or established in the Maryland Institute (4) 13 for Emergency Medical Services Systems; 14 A committee of the medical staff or other committee, including any 15 risk management, credentialing, or utilization review committee established in 16 accordance with § 19-319 of the Health - General Article, of a hospital, related 17 institution, or alternative health care system, if the governing board of the hospital, 18 related institution, or alternative health care system forms and approves the 19 committee or approves the written bylaws under which the committee operates; 20 Any person, including a professional standard review organization, 21 who contracts with an agency of this State or of the federal government to perform 22 any of the functions listed in subsection (c) of this section; 23 Any person who contracts with a provider of health care to perform 24 any of those functions listed in subsection (c) of this section that are limited to the 25 review of services provided by the provider of health care; An organization, established by the Maryland Hospital Association, 26 (8)27 Inc. and the Faculty, that contracts with a hospital, related institution, or alternative 28 delivery system to: 29 Assist in performing the functions listed in subsection (c) of this (i) 30 section; or Assist a hospital in meeting the requirements of § 19-319(e) of 31 32 the Health - General Article; A committee appointed by or established in an accredited health

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- SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect 2 October 1, 2002.