

Department of Legislative Services
Maryland General Assembly
2005 Session

FISCAL AND POLICY NOTE
Revised

Senate Bill 693

(Senator Hollinger, *et al.*)

Education, Health, and Environmental Affairs

Health and Government Operations

Health Care Providers - Disclosure of Mental Health Records - Subpoenas

This bill specifies that a health care provider is required to disclose medical records to a health professional licensing board if a certificate of notice is attached to the subpoena for the records. The certificate notifies the recipient, person in interest, or counsel for the recipient or person in interest that disclosure of the recipient's medical record is sought and that the recipient or person in interest may file a motion to quash or motion for a protective order.

Fiscal Summary

State Effect: The bill's notification requirements could be handled with existing resources of the health licensing boards. No effect on revenues.

Local Effect: None.

Small Business Effect: None.

Analysis

Current Law: In general, health licensing boards may issue subpoenas and administer oaths in connection with any investigation and any hearing or proceeding before them.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): Department of Health and Mental Hygiene (Board of Physicians), Department of Legislative Services

Fiscal Note History: First Reader - March 6, 2005
ncs/ljm Revised - Senate Third Reader - April 5, 2005

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