

HB1284/802712/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1284
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “Provider” and substitute “Practitioners”; strike beginning with “notify” in line 5 down through “to” in line 7; in line 7, strike “the physician or provider” and substitute “to a health care practitioner”; in line 8, strike “physician or provider” and substitute “health care practitioner or a certain agency, institution, or program under certain circumstances; requiring the Department to work with relevant stakeholders and report the outcome of the work to certain committees of the General Assembly on or before a certain date”; in line 9, strike “a certain physician or”; and in line 10, strike “provider of a child” and substitute “practitioners”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 20 on page 1 through line 25 on page 2, inclusive, and substitute:

“(A) IN THIS SECTION, “HEALTH CARE PRACTITIONER” HAS THE MEANING STATED IN § 1-301 OF THE HEALTH OCCUPATIONS ARTICLE.

(B) IF REQUESTED BY A HEALTH CARE PRACTITIONER OR ANOTHER AGENCY, INSTITUTION, OR PROGRAM PROVIDING TREATMENT OR CARE TO A CHILD WHO IS THE SUBJECT OF A REPORT OF CHILD ABUSE OR NEGLECT FOR A PURPOSE RELEVANT TO THE TREATMENT OR CARE BEING PROVIDED, THE DEPARTMENT OR LOCAL DEPARTMENT SHALL PROVIDE TO THE REQUESTOR:

(1) INFORMATION REGARDING THE CONDITION AND WELL-BEING OF THE CHILD;

(Over)

(2) INFORMATION REGARDING THE MEDICAL, MENTAL HEALTH, AND DEVELOPMENTAL NEEDS OF THE CHILD;

(3) THE NAME OF ANY OTHER HEALTH CARE PRACTITIONER IDENTIFIED IN THE RECORD AS PROVIDING CARE OR TREATMENT TO THE CHILD; AND

(4) ANY OTHER RELEVANT INFORMATION IN THE RECORD OR REPORT.

(C) IN PROVIDING INFORMATION UNDER SUBSECTION (B) OF THIS SECTION, THE DEPARTMENT OR LOCAL DEPARTMENT MAY NOT RELEASE INFORMATION RELATED TO THE IDENTITY OF THE PERSON WHO REPORTED THE CHILD ABUSE OR NEGLECT.

SECTION 2. AND BE IT FURTHER ENACTED, That the Department of Human Resources shall:

(a) work with relevant stakeholders to:

(1) identify additional policies, procedures, and systems that can be implemented to improve communication between the Department, local departments, and health care practitioners regarding the health care needs of children who are the subject of a report of child abuse or neglect; and

(2) consider the issues relevant to the adoption by the Department of requirements for affirmative communication with health care practitioners; and

(b) on or before December 1, 2014, report the outcome of the work conducted under subsection (a) of this section to the Senate Judicial Proceedings Committee and

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the House Judiciary Committee, in accordance with § 2-1246 of the State Government Article.”;

and in line 26, strike “2.” and substitute “3.”.