

**HB0957/236286/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 957

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Cluster” and substitute “, Cluster, and Bromwell”; strike line 2 in its entirety and substitute:

“State Board of Physicians – Medical Professional Liability Insurance Coverage – Verification, Publication, and Notification Requirements”;

strike beginning with “requiring” in line 4 down through “period;” in line 8; in line 8, before “physician” insert “certain”; in the same line, after “the” insert “State”; in the same line, after “Board” insert “of Physicians”; strike beginning with the first “on” in line 9 down through “Board;” in line 10 and substitute “within a certain number of days after the Board requests the verification or documentation;”; strike beginning with “authorizing” in line 10 down through “changes;” in line 14 and substitute “requiring the public individual profile of certain licensees of the Board to include certain information as reported to the Board, including information regarding whether the licensee maintains medical professional liability insurance; requiring certain licensees practicing medicine in the State to notify patients in writing, at each visit, of certain information relating to medical professional liability insurance coverage; requiring the notification to be signed by a patient at a certain time; requiring a licensee to retain the notification as part of certain records and, under certain circumstances, to post certain information in a certain location at the licensee’s place of practice; requiring the State Board of Physicians to develop certain language for a certain required notification;”; in line 18, strike “14-205(b)(1), 14-309, 14-316(c), 14-317, and 14-404(a)(41) and (42)” and substitute “14-411.1(b)(6)”; and in line 23, strike “14-404(a)(43) and (44)” and substitute “14-508”.

AMENDMENT NO. 2

(Over)

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On pages 2 through 4, strike in their entirety the lines beginning with line 2 on page 2 through line 4 on page 4, inclusive.

On page 4, after line 4, insert “14-312.1.”; in line 5, strike “(D) (1)”; in the same line, strike “A” and substitute “ON REQUEST OF THE BOARD, A”; in the same line, after “PHYSICIAN” insert “WHO REPORTS TO THE BOARD THAT THE PHYSICIAN MAINTAINS MEDICAL PROFESSIONAL LIABILITY INSURANCE FOR PURPOSES OF THE PUBLIC INDIVIDUAL PROFILE MAINTAINED BY THE BOARD UNDER § 14-411.1(B) OF THIS TITLE”; in line 6, strike “APPROVED BY THE BOARD”; and strike beginning with “OR” in line 7 down through “SECTION:” in line 8 and substitute “WITHIN 5 BUSINESS DAYS AFTER THE REQUEST IS MADE.”.

On pages 4 through 6, strike in their entirety the lines beginning with line 9 on page 4 through line 29 on page 6, inclusive, and substitute:

“14-411.1.

(b) The Board shall create and maintain a public individual profile on each licensee that includes the following information:

(6) [Medical] AS REPORTED TO THE BOARD BY THE LICENSEE, education and practice information about the licensee including:

(i) The name of any medical school that the licensee attended and the date on which the licensee graduated from the school;

(ii) A description of any internship and residency training;

(iii) A description of any specialty board certification by a recognized board of the American Board of Medical Specialties or the American Osteopathic Association;

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(iv) The name of any hospital where the licensee has medical privileges [as reported to the Board under § 14–413 of this subtitle];

(v) The location of the licensee’s primary practice setting; [and]

(vi) Whether the licensee participates in the Maryland Medical Assistance Program; AND

**(VII) WHETHER THE LICENSEE MAINTAINS MEDICAL PROFESSIONAL LIABILITY INSURANCE.**

**14–508.**

**(A) EACH LICENSEE PRACTICING MEDICINE IN THE STATE SHALL NOTIFY A PATIENT IN WRITING, AT EACH VISIT, IF:**

**(1) THE LICENSEE DOES NOT MAINTAIN MEDICAL PROFESSIONAL LIABILITY INSURANCE COVERAGE; OR**

**(2) THE LICENSEE’S MEDICAL PROFESSIONAL LIABILITY INSURANCE COVERAGE HAS LAPSED FOR ANY PERIOD OF TIME AND THE LICENSEE’S COVERAGE HAS NOT BEEN RENEWED.**

**(B) THE WRITTEN NOTIFICATION PROVIDED TO THE PATIENT UNDER SUBSECTION (A) OF THIS SECTION MUST BE:**

**(1) SIGNED BY THE PATIENT AT THE TIME OF THE PATIENT’S VISIT;**  
**AND**

(Over)

**(2) RETAINED BY THE LICENSEE AS PART OF THE LICENSEE'S PATIENT RECORDS.**

**(C) EACH LICENSEE PRACTICING MEDICINE IN THE STATE WHO DOES NOT MAINTAIN MEDICAL PROFESSIONAL LIABILITY INSURANCE COVERAGE SHALL POST THIS INFORMATION IN A CONSPICUOUS LOCATION IN THE LICENSEE'S PLACE OF PRACTICE.**

SECTION 2. AND BE IT FURTHER ENACTED, That the State Board of Physicians shall develop appropriate language for the notification required under § 14-508 of the Health Occupations Article as enacted by Section 1 of this Act."

On page 6, in line 30, strike "2." and substitute "3.".