

SENATE BILL 802

D3

7lr2128
CF HB 604

By: **Senators Kelley, Astle, Bates, Eckardt, and Ready**

Introduced and read first time: February 3, 2017

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Courts and Judicial Proceedings – Venue – Health Care**

3 FOR the purpose of specifying venue for the purposes of certain health care proceedings;
4 defining a certain term; and generally relating to venue in health care cases.

5 BY repealing and reenacting, without amendments,
6 Article – Courts and Judicial Proceedings
7 Section 6–203(a)
8 Annotated Code of Maryland
9 (2013 Replacement Volume and 2016 Supplement)

10 BY adding to
11 Article – Courts and Judicial Proceedings
12 Section 6–203(f)
13 Annotated Code of Maryland
14 (2013 Replacement Volume and 2016 Supplement)

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

17 **Article – Courts and Judicial Proceedings**

18 6–203.

19 (a) The general rule of § 6–201 of this subtitle does not apply to actions
20 enumerated in this section.

21 **(F) (1) THE VENUE FOR AN ACTION FOR AN INJURY ARISING OUT OF OR**
22 **RESULTING FROM THE RENDERING OF, OR FAILURE TO RENDER, HEALTH CARE IS**
23 **THE COUNTY WHERE THE ALLEGED NEGLIGENT ACT OR OMISSION OCCURRED.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(2) IF THE ALLEGED NEGLIGENT ACT OR OMISSION THAT FORMS THE**
2 **BASIS OF THE PLAINTIFF’S CLAIM OCCURRED IN MORE THAN ONE COUNTY, THE**
3 **PLAINTIFF MAY BRING THE ACTION IN ANY OF THOSE COUNTIES, SUBJECT TO ANY**
4 **OTHER PARTY’S RIGHT TO SEEK A CHANGE OF VENUE IN ACCORDANCE WITH**
5 **MARYLAND RULE 2-327(C).**

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 October 1, 2017.