

HOUSE BILL 1510

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5lr3533

By: **Delegates Pippy, Hill, and Kerr**

Introduced and read first time: February 17, 2025

Assigned to: Rules and Executive Nominations

Re-referred to: Health and Government Operations, February 25, 2025

Committee Report: Favorable

House action: Adopted

Read second time: March 6, 2025

CHAPTER _____

1 AN ACT concerning

2 **Medical Records – Notice of Destruction – Method**

3 FOR the purpose of requiring that notice of the destruction of medical records be provided
4 by first-class mail or by e-mail, rather than by both methods; and generally relating
5 to the destruction of medical records.

6 BY repealing and reenacting, without amendments,
7 Article – Health – General
8 Section 4-403(b) and (c)
9 Annotated Code of Maryland
10 (2023 Replacement Volume and 2024 Supplement)

11 BY repealing and reenacting, with amendments,
12 Article – Health – General
13 Section 4-403(d)
14 Annotated Code of Maryland
15 (2023 Replacement Volume and 2024 Supplement)

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

18 **Article – Health – General**

19 4-403.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (b) Except for a minor patient, unless a patient is notified, a health care provider
2 may not destroy a medical record or laboratory or X-ray report about a patient for 7 years
3 after the record or report is made.

4 (c) In the case of a minor patient, a medical record or laboratory or X-ray report
5 about a minor patient may not be destroyed until the patient attains the age of majority
6 plus 7 years, unless:

7 (1) The parent or guardian of the minor patient is notified; or

8 (2) If the medical care documented in the record was provided under §
9 20-102(c) or § 20-103(c) of this article, the minor patient is notified.

10 (d) The notice under subsection (b) or (c) of this section shall:

11 (1) Be made by:

12 (i) First-class mail to the last known address of the patient; [and]
13 **OR**

14 (ii) E-mail to the last known e-mail address of:

15 1. The patient; or

16 2. If the patient is a minor and the medical care documented
17 in the record was not provided under § 20-102(c) or § 20-103(c) of this article, the parent
18 or guardian of the patient;

19 (2) Include the date on which the record of the patient shall be destroyed;
20 and

21 (3) Include a statement that the record or synopsis of the record, if wanted,
22 must be retrieved at a designated location.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
24 October 1, 2025.