

Article - General Provisions

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§4–333.

(a) Subject to subsections (b) through (d) of this section, a custodian shall deny inspection of the part of a public record that:

(1) contains information about the licensing of an individual in an occupation or a profession;

(2) contains the name or other identifying information of an individual related to:

(i) except as provided in subsection (b)(9) of this section, an ambulatory surgical facility licensed under § 19–3B–01 of the Health – General Article; or

(ii) a surgical abortion facility licensed under COMAR 10.12.01; or

(3) relates to an investigation of a licensee or certificate holder regarding the provision of legally protected health care, as defined in § 4–301 of the Health – General Article, pending a final order.

(b) A custodian shall allow inspection of the part of a public record that gives:

(1) the name of the licensee;

(2) (i) subject to item (ii) of this item, the business address of the licensee or, if the business address is not available, the home address of the licensee after the custodian redacts any information that identifies the location as the home address of an individual with a disability as defined in § 20–701 of the State Government Article; or

(ii) if the licensee is licensed by a health occupations board, the business address of the licensee;

(3) the business telephone number of the licensee;

(4) the business e-mail address of the licensee if the e-mail address is identified by the licensee as a business e-mail address;

- (5) the educational and occupational background of the licensee;
- (6) the professional qualifications of the licensee;
- (7) any orders and findings that result from formal disciplinary actions;

(8) any evidence that has been provided to the custodian to meet the requirements of a statute as to financial responsibility; and

(9) for an ambulatory surgical facility licensed under § 19-3B-01 of the Health – General Article, the owner, primary contact, attorney, or consultant contained in an application to the Maryland Health Care Commission for a certificate of need or certificate of need exception or determination request.

(c) A custodian may allow inspection of other information about a licensee if:

- (1) the custodian finds a compelling public purpose; and
- (2) the rules or regulations of the official custodian allow the inspection.

(d) Except as otherwise provided by this section or other law, a custodian shall allow inspection by the person in interest.

(e) A custodian who sells lists of licensees shall omit from the lists the name of any licensee, on written request of the licensee.

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