

HOUSE BILL 385

D3

6lr1846
CF SB 269

By: **Delegates Moon and Buckel**

Introduced and read first time: January 21, 2026

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Courts and Judicial Proceedings – Evidence – Rebuttable Presumption of**
3 **Medical Bills**

4 FOR the purpose of establishing a rebuttable presumption in certain civil actions that a
5 certain medical bill from a health care provider or an agent of the health care
6 provider offered as evidence is authentic, fair, and reasonable; establishing that a
7 party may overcome the presumption that a medical bill is authentic, fair, and
8 reasonable by proving, by a preponderance of the evidence, that the medical bill or
9 any charge in a medical bill is not authentic, is unfair, or is unreasonable; and
10 generally relating to medical bills offered as evidence in a civil action.

11 BY repealing and reenacting, without amendments,
12 Article – Courts and Judicial Proceedings
13 Section 10–104(a)(1) and (2)
14 Annotated Code of Maryland
15 (2020 Replacement Volume and 2025 Supplement)

16 BY adding to
17 Article – Courts and Judicial Proceedings
18 Section 10–104.1
19 Annotated Code of Maryland
20 (2020 Replacement Volume and 2025 Supplement)

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

23 **Article – Courts and Judicial Proceedings**

24 10–104.

25 (a) (1) In this section the following terms have the meanings indicated.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(2) "Health care provider" means:

(i) A health care provider, as defined in § 3-2A-01 of this article;

(ii) An ambulatory surgical facility;

(iii) An inpatient facility that is organized primarily in the disabled persons, through an integrated program of medical and other under competent professional supervision;

(iv) A home health agency, as defined in § 19-401 of the Health –

(v) Any health institution, service, or program for which a certificate under Title 19 of the Health – General Article; or

(vi) A person who is:

1. Substantially similar to a health care provider described this paragraph; and

2. Regulated by another state to provide health care services.

15 10-104.1.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS

17 INDICATED.

(2) "HEALTH CARE PROVIDER" HAS THE MEANING STATED IN § THIS SUBTITLE.

24 (B) (1) IN AN ACTION FOR PERSONAL INJURY OR WRONGFUL DEATH,
25 THERE IS A REBUTTABLE PRESUMPTION THAT:

26 (I) A MEDICAL BILL PROPERLY PROVIDED IN DISCOVERY IS
27 AUTHENTIC; AND

4 (3) A PARTY MAY OVERCOME THE PRESUMPTION BY PROVING, BY A
5 PREPONDERANCE OF THE EVIDENCE, THAT THE MEDICAL BILL OR ANY CHARGE IN
6 A MEDICAL BILL IS NOT AUTHENTIC, IS UNFAIR, OR IS UNREASONABLE.

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 October 1, 2026.