

HOUSE BILL 1284

D4, O4

4lr2600
CF SB 685

By: **Delegates Lee, Conaway, Dumais, Haynes, McComas, and
Valentino-Smith**

Introduced and read first time: February 7, 2014

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Family Law – Child Abuse and Neglect – Provision of Information to Health**
3 **Care Provider**

4 FOR the purpose of requiring the State Department of Human Resources or a local
5 department of social services to notify a certain physician or health care
6 provider of a child of certain information; requiring the Department or local
7 department to provide the physician or provider certain information if
8 requested by the physician or provider; defining a certain term; and generally
9 relating to the provision of certain information to a certain physician or health
10 care provider of a child.

11 BY adding to

12 Article – Family Law

13 Section 5–712.1

14 Annotated Code of Maryland

15 (2012 Replacement Volume and 2013 Supplement)

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

18 **Article – Family Law**

19 **5–712.1.**

20 **(A) IN THIS SECTION, “PROVIDER” HAS THE MEANING STATED IN §**
21 **5–712 OF THIS SUBTITLE.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(B) THE DEPARTMENT OR LOCAL DEPARTMENT SHALL NOTIFY THE**
2 **PRIMARY CARE PHYSICIAN OF A CHILD OR A PROVIDER WHO IS PROVIDING**
3 **ONGOING CARE TO A CHILD OF:**

4 **(1) THE INITIATION OF AN ASSESSMENT, AN INVESTIGATION, OR A**
5 **PROVISION OF SERVICES BY A LOCAL DEPARTMENT UNDER THIS SUBTITLE AND**
6 **THE REASON FOR THE ASSESSMENT, INVESTIGATION, OR PROVISION OF**
7 **SERVICES TO THE CHILD;**

8 **(2) THE DEVELOPMENT OF A SERVICE PLAN FOR THE CHILD AND**
9 **THE CHILD'S FAMILY;**

10 **(3) THE FINAL STATUS OF ANY ASSESSMENT, INVESTIGATION, OR**
11 **ALTERNATIVE RESPONSE AND THE DETERMINATION OR FINDINGS OF THAT**
12 **ASSESSMENT, INVESTIGATION, OR ALTERNATIVE RESPONSE; AND**

13 **(4) ANY CHANGES TO OR THE CLOSURE OF AN ASSESSMENT, AN**
14 **INVESTIGATION, OR ANY OTHER PROVISION OF SERVICES.**

15 **(C) IF REQUESTED BY THE PRIMARY CARE PHYSICIAN OF A CHILD OR A**
16 **PROVIDER WHO IS PROVIDING ONGOING CARE TO A CHILD, THE DEPARTMENT**
17 **OR LOCAL DEPARTMENT SHALL PROVIDE TO THE PHYSICIAN OR PROVIDER:**

18 **(1) INFORMATION REGARDING THE CONDITION AND WELL-BEING**
19 **OF THE CHILD AND THE PROGRESS AND OUTCOME OF AN INVESTIGATION**
20 **UNDER THIS SUBTITLE;**

21 **(2) PROTECTIVE SERVICES RECORDS REGARDING THE CHILD AND**
22 **ANY OTHER CHILD IN THE CHILD'S HOUSEHOLD IF THE INFORMATION RELATES**
23 **TO THE MEDICAL EVALUATION AND CARE OF THE CHILD; AND**

24 **(3) THE IDENTITY OF OTHER PROVIDERS PROVIDING CARE TO**
25 **THE CHILD IN ORDER TO OBTAIN THE CHILD'S MEDICAL RECORDS.**

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
27 October 1, 2014.