

Chapter 838

(House Bill 153)

AN ACT concerning

Medical Records – Fees – Attorneys Representing Patients

FOR the purpose of adding an attorney representing a patient to the list of individuals to whom a health care provider is prohibited from charging a fee for providing copies of a medical record that will be used for the purpose of filing a claim regarding or appealing a denial of Social Security disability income or Social Security benefits; and generally relating to fees for medical records.

BY repealing and reenacting, without amendments,
 Article – Health – General
 Section 4–304(a)(1)
 Annotated Code of Maryland
 (2023 Replacement Volume)

BY repealing and reenacting, with amendments,
 Article – Health – General
 Section 4–304(c)(5)
 Annotated Code of Maryland
 (2023 Replacement Volume)

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

Article – Health – General

4–304.

(a) (1) Except as otherwise provided in this subtitle, a health care provider shall comply within a reasonable time after a person in interest requests in writing:

- (i) To receive a copy of a medical record; or
- (ii) To see and copy the medical record.

(c) (5) A health care provider or a representative of the health care provider may not charge a fee for providing copies of a medical record:

- (i) Requested by:
 - 1. The patient;

2. The patient’s personal representative; [or]
3. An employee or other representative of a nonprofit legal services entity or other volunteer or nonprofit program representing the patient; [and] **OR**
4. ~~AN ATTORNEY WHO PROVIDES DOCUMENTATION THAT THE ATTORNEY IS REPRESENTING THE PATIENT FOR THE PURPOSE DESCRIBED IN ITEM (II) OF THIS PARAGRAPH;~~ AND

(ii) That will be used for the purpose of filing a claim regarding or appealing a denial of Social Security disability income or Social Security benefits under Title II or Title XVI of the Social Security Act.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2024.

Approved by the Governor, May 16, 2024.