

SENATE BILL 193

J2, C4
SB 882/09 – EHE

7lr1291

By: **Senator Klausmeier**

Introduced and read first time: January 18, 2017

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Physicians – Professional Liability Insurance Coverage – Notification and**
3 **Posting Requirements**

4 FOR the purpose of requiring physicians licensed to practice medicine in the State to notify
5 patients in writing and on each visit of certain information relating to professional
6 liability insurance coverage; requiring the notification to be signed by a patient at a
7 certain time; requiring the physicians to retain the notification as part of certain
8 records and, under certain circumstances, post certain information in a certain
9 location in their place of practice; requiring the State Board of Physicians to develop
10 certain language for certain notification requirements; and generally relating to
11 physicians and professional liability insurance.

12 BY adding to
13 Article – Health Occupations
14 Section 14–508
15 Annotated Code of Maryland
16 (2014 Replacement Volume and 2016 Supplement)

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

19 **Article – Health Occupations**

20 **14–508.**

21 **(A) EACH LICENSEE PRACTICING MEDICINE IN THE STATE SHALL NOTIFY A**
22 **PATIENT IN WRITING AND ON EACH VISIT IF:**

23 **(1) THE LICENSEE DOES NOT MAINTAIN PROFESSIONAL LIABILITY**
24 **INSURANCE COVERAGE; OR**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(2) THE LICENSEE'S PROFESSIONAL LIABILITY INSURANCE**
2 **COVERAGE HAS LAPSED FOR ANY PERIOD OF TIME AND THE LICENSEE'S COVERAGE**
3 **HAS NOT BEEN RENEWED.**

4 **(B) THE WRITTEN NOTIFICATION PROVIDED TO THE PATIENT UNDER**
5 **SUBSECTION (A) OF THIS SECTION MUST BE:**

6 **(1) SIGNED BY THE PATIENT AT THE TIME OF THE PATIENT'S VISIT;**
7 **AND**

8 **(2) RETAINED BY THE LICENSEE AS PART OF THE LICENSEE'S**
9 **PATIENT RECORDS.**

10 **(C) EACH LICENSEE PRACTICING MEDICINE IN THE STATE WHO DOES NOT**
11 **MAINTAIN PROFESSIONAL LIABILITY INSURANCE COVERAGE SHALL POST THIS**
12 **INFORMATION IN A CONSPICUOUS LOCATION IN THE LICENSEE'S PLACE OF**
13 **PRACTICE.**

14 SECTION 2. AND BE IT FURTHER ENACTED, That the State Board of Physicians
15 shall develop appropriate language for the notification requirements provided for in Section
16 1 of this Act.

17 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 October 1, 2017.