

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
107TH LEGISLATURE

COMMITTEE AMENDMENT " A" to H. P. 490, L. D. 609, Bill, "AN ACT to Place Certain Safeguards on the Proceedings of Medical Review Committees."

Amend said Bill by striking out everything after the enacting clause and inserting in place thereof the following:

'Sec. 1. 32 MRSA §2599 is enacted to read:

§2599. Records of proceedings of hospital medical staff review committees confidential

All proceedings and records of proceedings concerning medical staff reviews and hospital reviews conducted by committees of physicians and other health care personnel on behalf of hospitals located within the State, when such reviews are required by state or federal law or regulations or as a condition of accreditation by the Joint Commission on Accreditation of Hospitals or the American Osteopathic Association Committee on Hospital Accreditation are confidential and shall be exempt from discovery without a showing of good cause.

Sec. 2. 32 MRSA §3296 is enacted to read:

§3296. Records of proceedings of hospital medical staff review committees confidential

All proceedings and records of proceedings concerning medical staff reviews and hospital reviews conducted by committees of physicians and other health care personnel on behalf of hospitals located within the State, when such reviews are required by state or federal law or regulations or as a condition of accreditation by the Joint Commission on Accreditation of Hospitals or the American Osteopathic Association Committee on Hospital Accreditation are confidential and shall be exempt from discovery without a showing of good cause.'

Statement of Fact

The purpose of this amendment is for clarification and to provide that records of proceedings of hospital medical staff review committees shall be exempt from discovery without a showing of good cause instead of a showing of extraordinary circumstances as provided in the bill being amended.

Reported by the Committee on Judiciary.

Reproduced and distributed under the direction of the Clerk of the House.

3/24/75

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