

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 1368

H.P. 946

House of Representatives, April 1, 1991

Reference to the Committee on Judiciary suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative MELENDY of Rockland.

Cosponsored by Senator GAUVREAU of Androscoggin, Senator GILL of Cumberland and Representative MITCHELL of Vassalboro.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-ONE

**An Act to Extend Confidential Status to Medical Data Assembled by
Certain Health Care Providers.**

2 Be it enacted by the People of the State of Maine as follows:

4 32 MRSA §3296, as amended by PL 1987, c. 646, §11, is
further amended to read:

6

8 **§3296. Records of proceedings of medical staff review committees
confidential**

10 All proceedings and records of proceedings concerning
12 medical staff reviews, hospital reviews and other reviews of
health care personnel on behalf of hospitals, home health
14 agencies, community mental health centers and rural health
16 centers located within the State, or on behalf of individual
physicians, when the reviews are required by state or federal
18 law, rule or regulations or as a condition of accreditation by
the Joint Commission on Accreditation of Hospitals or the
American Osteopathic Association Committee on Hospital
20 Accreditation or are conducted under the auspices of the state or
county professional society to which the physician belongs, are
22 confidential and shall be exempt from discovery.

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STATEMENT OF FACT

28 This bill extends the protection from discovery and makes
confidential peer review records of home health agencies,
30 community mental health centers and rural health centers.