

**Department of Legislative Services**  
Maryland General Assembly  
2025 Session

**FISCAL AND POLICY NOTE**  
**Enrolled - Revised**

House Bill 1510 (Delegate Pippy, *et al.*)  
Health and Government Operations

Finance

---

**Medical Records - Notice of Destruction - Method**

---

This bill requires that a notice about the destruction of a medical record or laboratory or x-ray report be made by first-class mail *or* email, rather than by both methods. However, if no response or delivery receipt is obtained from an email notice, a health care provider must provide notice by first-class mail at least 10 days before the date on which the record is to be destroyed.

---

**Fiscal Summary**

**State Effect:** None. The change is technical in nature and does not directly affect governmental finances.

**Local Effect:** None.

**Small Business Effect:** Minimal.

---

**Analysis**

**Current Law:** Except for when the patient is a minor, a health care provider may not destroy a medical record or laboratory or x-ray report about a patient for at least seven years after the record or report is made. For minor patients, the record or report may not be destroyed until seven years after the patient turns 18, unless (1) the minor's parent or guardian is notified or (2) if the documented medical care was provided under § 20-102(c) or § 20-103(c) of the Health-General Article, the minor patient is notified.

A notice of destruction of records must be made by first-class mail to the patient's last known address *and* email to the last known email address of (1) the patient, or (2) if the

patient is a minor and the medical care was not provided under § 20-102(c) or § 20-103(c) of the Health-General Article, the patient's parent or guardian. The notice must include (1) the date on which the medical record will be destroyed and (2) include a statement that the record or its synopsis must be retrieved at a designated location, if desired. A health care provider must make the record or report available for retrieval by the patient or the parent/guardian of a minor patient within 60 days of the destruction date, and at the location designated in the notice.

An individual who knowingly violates any of these provisions is liable for damages. A health care facility that knowingly violates these provisions is subject to an administrative fine of up to \$10,000 for all violations cited in a single day. A health care provider or their agent, employee, officer, or director is subject to (1) a fine of up to \$1,000 for their first set of violations in a single day, (2) a fine of up to \$2,500 for the second set of violations cited in a single day, and (3) a fine of up to \$5,000 for any subsequent set of violations cited in a single day.

Under Maryland regulations (COMAR 10.01.16.05), a provider must ensure confidentiality of medical records throughout the disposal process.

---

### **Additional Information**

**Recent Prior Introductions:** Similar legislation has not been introduced within the last three years.

**Designated Cross File:** None.

**Information Source(s):** Maryland Department of Health; Department of Legislative Services

**Fiscal Note History:** First Reader - March 11, 2025  
km/jc Third Reader - March 17, 2025  
Enrolled - April 24, 2025  
Revised - Amendment(s) - April 24, 2025

---

Analysis by: Eliana R. Prober

Direct Inquiries to:  
(410) 946-5510  
(301) 970-5510