

(2) TO ASSURE COMPLIANCE WITH THIS SECTION, THE SECRETARY, OR AN AGENT OF THE SECRETARY, MAY INSPECT UPON REASONABLE NOTICE ~~ANY PERTINENT RECORD AT THE FACILITY A REPRESENTATIVE SAMPLE OF THE MEDICAL RECORDS OF PATIENTS DIAGNOSED, TREATED, OR ADMITTED FOR CANCER AT THE FACILITY.~~

(3) (I) INFORMATION OBTAINED UNDER THIS SUBSECTION SHALL BE CONFIDENTIAL AND SUBJECT TO ~~TITLE 1, SUBTITLE 5~~ TITLE 4, SUBTITLE 1 OF THIS ARTICLE.

(II) THIS SUBSECTION DOES NOT APPLY TO A DISCLOSURE BY THE SECRETARY TO ANOTHER GOVERNMENTAL AGENCY PERFORMING ITS LAWFUL DUTIES PURSUANT TO STATE OR FEDERAL LAW WHERE THE SECRETARY DETERMINES THAT THE AGENCY TO WHOM THE INFORMATION IS DISCLOSED WILL MAINTAIN THE CONFIDENTIALITY OF THE DISCLOSURE.

(III) A CANCER REPORT IS NOT A MEDICAL RECORD UNDER TITLE 4, SUBTITLE 3 OF THIS ARTICLE, BUT IS SUBJECT TO THE CONFIDENTIALITY REQUIREMENTS OF TITLE 4, SUBTITLE 1 OF THIS ARTICLE.

(4) THE SECRETARY, AFTER CONSULTATION WITH THE CANCER REGISTRY ADVISORY COMMITTEE, THE MARYLAND HOSPITAL ASSOCIATION, AND REPRESENTATIVES OF FREESTANDING LABORATORIES AND THERAPEUTIC RADIOLOGICAL CENTERS, SHALL ADOPT REGULATIONS TO IMPLEMENT THE REQUIREMENTS OF THIS SECTION.

(5) THE SECRETARY, IN ACCORDANCE WITH § 2-1312 OF THE STATE GOVERNMENT ARTICLE, SHALL SUBMIT AN ANNUAL REPORT TO THE GOVERNOR AND GENERAL ASSEMBLY ON THE ACTIVITIES OF THE CANCER REGISTRY, INCLUDING UTILIZATION OF CANCER REGISTRY DATA.

~~SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 18-203 of Article Health-General of the Annotated Code of Maryland be repealed.~~

~~SECTION 3. 4.~~ AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1991.

Approved May 24, 1991.