
Accompanying the second recommendation of the Office of Consumer Affairs and Business Regulation (House, No. 19). Health Care.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Seven.

AN ACT RELATIVE TO THE AVAILABILITY OF PEER REVIEW RECORDS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 204(a) of chapter 111 of the General
2 Laws, as appearing in the 1994 Official Edition, is hereby
3 amended by deleting in lines 5-6 and lines 8-10 the following
4 words: "except proceedings held by the boards of registration in
5 medicine, social work, or psychology,".

1 SECTION 2. Section 204(b) of chapter 111 of the General
2 Laws, as appearing in the 1994 Official Edition, is hereby
3 amended by deleting the last sentence from the section.

1 SECTION 3. Section 204(e) of chapter 111 of the General
2 Laws, as appearing in the 1994 Official Edition, is hereby
3 amended by deleting in lines 48-49 the following words: "subsec-
4 tions (a) and (b)" and inserting in place thereof the following
5 words: — "subsection (f)".

1 SECTION 4. Section 204 of chapter 111 of the General Laws,
2 as appearing in the 1992 Official Edition, is hereby amended by
3 adding the following subsection: —

4 (f) The provisions of this section shall not apply to any investi-
5 gation or administrative proceeding conducted by the boards of
6 registration in medicine, social work or psychology.

1 SECTION 5. Section 5 of chapter 112 of the General Laws, as
2 appearing in the 1992 Official Edition, is hereby amended by

3 adding, in line 117, after the word “designee” the following lan-
4 guage: — “; provided however, that no such subpoena shall issue
5 for the production of peer review records under c.111 §204
6 without a vote of a committee of the board”.