

Title 10 MARYLAND DEPARTMENT OF HEALTH

Subtitle 60 BOARD OF ENVIRONMENTAL HEALTH SPECIALISTS

Chapter 07 Compelling Purpose Disclosure

**Authority: Health Occupations Article, §21-205; State Government Article,
§10-617(h)(3); Annotated Code of Maryland**

.01 Disclosure for Compelling Public Purpose.

The custodian of the records may find that a compelling public purpose warrants disclosure of information in a certification, licensing, or investigative file, regardless of whether there has been a request for the information, and may disclose the information if the information concerns:

- A. Possible criminal activity, and is disclosed to a federal, state, or local law enforcement or prosecutorial official or authority;
- B. A possible violation of law and is disclosed to a federal, state, or local authority that has jurisdiction over the individual whose conduct may be a violation, and the information disclosed is limited to that information relevant to the possible violation by that individual; or
- C. Conduct by an individual which the custodian of the records reasonably believes may pose a risk to the public health, safety, or welfare, and is disclosed to a law enforcement authority, administrative official, or agency that regulates the individual, or to a hospital or other health care facility where the individual has privileges.

.02 Other Disclosures.

This chapter does not prohibit or limit the ability of the Board to disclose general licensing information under State Government Article, §10-617(h), Annotated Code of Maryland, or any information that the Board may otherwise disclose by law.

Administrative History

Effective date:

Regulations .01 and .02 adopted as an emergency provision effective January 3, 2013 (40:6 Md. R. 469); adopted permanently effective April 15, 2013 (40:7 Md. R. 612)