MEDCHI, THE MARYLAND STATE MEDICAL SOCIETY HOUSE OF DELEGATES

Resolution 38-18

SUBJECT:	Expungement of the Public Reprimands and Probation on a Physician's
	Public Record

INTRODUCED BY: MedChi's Board of Physicians Task Force

Whereas, the Maryland Board of Physicians investigates complaints concerning Maryland physicians submitted by the public; and

Whereas, once a complaint is received, the Maryland Board of Physicians staff conducts a preliminary investigation of the complaint, which includes sending a copy of the complaint to the respondent with a request for a response; and

Whereas, the results of the preliminary investigation are then presented to the disciplinary panel, which may decide to close the case with no action, close the case with an advisory letter (informal, nonpublic action), or instruct board staff to conduct a full investigation; and

Whereas, during the full investigation, the disciplinary panel may also refer the case for peer review (through its contracted peer review entity) to solicit additional expertise; cases involving standard of care require two peer reviews; and

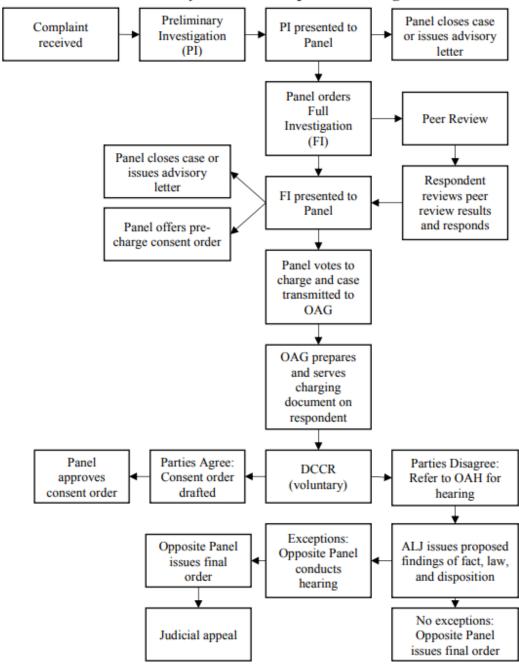
Whereas, the disciplinary panel of the Maryland Board of Physicians, on the affirmative vote of a majority of the quorum of the panel, may reprimand any licensed physician, place any licensed physician on probation, or suspend or revoke a license if a licensed physician violates any 1 of 43 statutory disciplinary grounds, including failure to meet appropriate standards as determined by appropriate peer review for the delivery of quality medical and surgical care performed in an outpatient surgical facility, office, hospital, or any other location in this Stateⁱ; and therefore be it

Resolved, that MedChi support legislation that states the Maryland Board of Physicians shall expunge all records of a public reprimand or probation three (3) years after the final disposition of the case.

As adopted by the House of Delegates at its meeting on September 22, 2018.

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Exhibit 1
State Board of Physicians – Complaint Investigation Process



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