

Title 10 DEPARTMENT OF HEALTH AND MENTAL HYGIENE

Subtitle 25 MARYLAND HEALTH CARE COMMISSION

Chapter 19 State Recognition of an Electronic Advance Directive Service

Authority: Health-General Article §§ 4-302.2, 5-622, 19-103(c)(2)(i) and (ii), 19-144, Annotated Code of Maryland

NOTICE OF PROPOSED ACTION

The Maryland Health Care Commission proposes to adopt new **Regulations .01, .02, .03, .04, .05, .06, .07, and .08** under **COMAR 10.25.19 State Recognition of an Electronic Advance Directive Service**. This action was considered by the Commission at an open meeting held on June 15, 2017, notice of which was given through publication in the Maryland Register, pursuant to General Provisions Article, §3-302, Annotated Code of Maryland.

Statement of Purpose

The purpose of this action is to clarify the process by which an electronic advance directive service can be awarded State Recognition from the Maryland Health Care Commission (MHCC) to be authorized to connect to the State-Designated Health Information Exchange. The regulations detail the process for developing criteria for State Recognition of an electronic advance directives service; State Recognition application process (initial and renewal); procedure to contest a denial of State Recognition; provisions on the non-transferability of State Recognition including the closure, sale, merger, lease, assignment, or transfer of all or part of a State Recognized electronic advance directives service; and MHCC oversight, including the process to investigate and revoke State Recognition from an electronic advance directives service.