

Minutes of each special medical staff meeting shall be prepared and include a record of the attendance of members and the vote taken on each matter. The minutes shall also show whether any member recused themselves from voting on any matter or participating in any discussion in which that member may have a conflict or duality of interest. The minutes shall be signed by the Dean, and copies thereof shall be promptly submitted to the President of the Medical Staff, and thereafter made available to all medical staff members, and be published on the web.

## **ARTICLE XVII**

### **CONFIDENTIALITY AND IMMUNITY FROM LIABILITY**

The following shall express conditions to any practitioner's application for, or exercise of, clinical privileges at this Hospital:

First, that any act, communication, report, recommendation, or disclosure, with respect to any such practitioner, performed or made in good faith and without malice and at the request of any authorized representative of this or any other health care facility, for the purpose of achieving and maintaining quality patient care in this or any other health care facility, shall be confidential and privileged to the fullest extent permitted by law.

Second, that such privilege shall extend to members of the Hospital's medical staff and of its governing body, its other practitioners, its executive officers and representatives, and to third parties, who supply information to any of the foregoing authorized to receive, release, or act upon the same. For the purpose of this Article, the term "third parties" means both individuals and organizations from whom information has been requested by an authorized representative of the governing body or of the medical staff.

Third, that there shall, to the fullest extent permitted by law, be absolute immunity from civil liability arising from any such act, communication, report, recommendation, or disclosure, even where the information involved would otherwise be deemed privileged.

Fourth, that such immunity shall apply to all acts, communications, reports, recommendations, or disclosures performed or made in connection with this or any other health care institution's activities related but not limited to:

- applications for appointment or clinical privileges,
- periodic reappraisals for reappointment or clinical privileges,
- corrective action, including summary suspension,
- hearing and appellate reviews,
- medical care evaluations,
- utilization and PRO reviews,
- other Hospital, departmental, service, or committee activities related to quality patient care and inter-professional conduct.

Fifth, that the acts, communications, reports, recommendations, and disclosures referred to in this Article may relate to a practitioner's professional qualifications, clinical competency, character, mental or emotional stability, physical condition, ethics, or any other matter that might directly or indirectly have an effect on patient care.

Sixth, that in furtherance of the foregoing, each practitioner shall upon request of the Hospital execute releases in accordance with the tenor and import of this Article in favor of the individuals and organizations specified in paragraph "second," subject to the requirements of good faith and absence of malice.

Seventh, that the consents, authorizations, releases, rights, privileges, and immunities provided by these *Bylaws* for the protection of this Hospital's practitioners, other appropriate Hospital officials and personnel, and third parties, in connection with applications for initial appointment, shall also be fully applicable to the activities and procedures covered by this Article.

## **ARTICLE XVIII**

### **REVIEW AND PUBLICATION OF BYLAWS AND RULES AND REGULATIONS**

The *Bylaws* and *Rules and Regulations* of the Medical Staff of the University of Kentucky Hospital will be reviewed regularly by the Medical Staff Executive Committee, which will make recommendations for necessary changes in accordance with Articles XX and XXI of these *Bylaws*. If changes are made, such changes will be