

**Subject:** Re: S.37 - Health's Role in Medical Monitoring

Rep. Lalonde:

Thank you for the opportunity to address this issue.

The primary concern of the Department is that such a statement within the law would signal to a court that the Department has the expertise and resources to play a role in medical monitoring. A court might also infer the Department weighed in the legislative process, and that the Department and General Assembly agree that the Department is the appropriate administrator for such monitoring.

In the context of litigation to which the Department would not be party, it would not have the opportunity to provide the court with relevant information.

Best,  
David

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