

State of Minnesota

H. F. No. 3697

(f) "Medical emergency" means medically necessary care which is immediately needed to preserve life, prevent serious impairment to bodily functions, organs, or parts, or prevent placing the physical or mental health of the patient in serious jeopardy.

(g) "Patient" means a natural person who has received health care services from a provider for treatment or examination of a medical, psychiatric, or mental condition, the surviving spouse and parents of a deceased patient, or a person the patient appoints in writing as a representative, including a health care agent acting according to chapter 145C, unless the authority of the agent has been limited by the principal in the principal's health care directive. ~~Except for minors who have received health care services under sections 144.341 to 144.347,~~ In the case of a minor, patient includes a parent or guardian, or a person acting as a parent or guardian in the absence of a parent or guardian, except:

(1) for minors who have received health care services under section 144.341, 144.342, or 144.344; and

(2) for minors who are age 16 or older and who have received health care services under section 144.343, subdivision 1, or section 144.3441.

(h) "Patient information service" means a service providing the following query options: a record locator service as defined in paragraph (j) or a master patient index or clinical data repository as defined in section 62J.498, subdivision 1.

(i) "Provider" means:

(1) any person who furnishes health care services and is regulated to furnish the services under chapter 147, 147A, 147B, 147C, 147D, 148, 148B, 148D, 148F, 150A, 151, 153, or 153A;

(2) a home care provider licensed under section 144A.471;

(3) a health care facility licensed under this chapter or chapter 144A; and

(4) a physician assistant registered under chapter 147A.

(j) "Record locator service" means an electronic index of patient identifying information that directs providers in a health information exchange to the location of patient health records held by providers and group purchasers.

(k) "Related health care entity" means an affiliate, as defined in section 144.6521, subdivision 3, paragraph (b), of the provider releasing the health records.

3.1 Sec. 2. Minnesota Statutes 2018, section 144.292, is amended by adding a subdivision to
3.2 read:

3.3 Subd. 2a. **Parent or guardian access to health record of a minor child.** A provider
3.4 shall provide a parent, guardian, or person acting as a parent or guardian in the absence of
3.5 a parent or guardian with full electronic and physical access to the health record of the
3.6 parent's, guardian's, or person's minor child who is age 15 or younger, except as otherwise
3.7 provided by law.