

SENATE
STATE OF MINNESOTA
NINETY-FIRST SESSION

S.F. No. 3488

(SENATE AUTHORS: DAHMS, Gazelka, Sparks and Wiklund)

| DATE | D-PG | OFFICIAL STATUS |
|------------|------|--|
| 02/24/2020 | 4879 | Introduction and first reading |
| | | Referred to Health and Human Services Finance and Policy |
| 03/09/2020 | | Comm report: To pass as amended and re-refer to Judiciary and Public Safety Finance and Policy |

1.1 A bill for an act

1.2 relating to health; specifying when a health care provider must furnish requested

1.3 medical records; amending Minnesota Statutes 2018, section 144.292, subdivisions

1.4 2, 5.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2018, section 144.292, subdivision 2, is amended to read:

1.7 Subd. 2. **Patient access.** Upon request, a provider shall supply to a patient or a patient's

1.8 authorized representative within 15 business days of receiving a written request for medical

1.9 records complete and current information possessed by that provider concerning any

1.10 diagnosis, treatment, and prognosis of the patient in terms and language the patient can

1.11 reasonably be expected to understand.

1.12 Sec. 2. Minnesota Statutes 2018, section 144.292, subdivision 5, is amended to read:

1.13 Subd. 5. **Copies of health records to patients.** Except as provided in section 144.296,

1.14 upon a patient's written request, a provider, at a reasonable cost to the patient, shall ~~promptly~~

1.15 furnish to the patient or the patient's authorized representative within 15 business days of

1.16 receiving a written request for medical records:

1.17 (1) copies of the patient's health record, including but not limited to laboratory reports,

1.18 x-rays, prescriptions, and other technical information used in assessing the patient's health

1.19 conditions; or

1.20 (2) the pertinent portion of the record relating to a condition specified by the patient.

1.21 With the consent of the patient, the provider may instead furnish only a summary of the

1.22 record. The provider may exclude from the health record written speculations about the

- 2.1 patient's health condition, except that all information necessary for the patient's informed
- 2.2 consent must be provided.