

SENATE

STATE OF MINNESOTA

EIGHTY-NINTH SESSION

S.F. No. 1713

(SENATE AUTHORS: BENSON, Limmer and Hall)

DATE	D-PG	OFFICIAL STATUS
03/12/2015	782	Introduction and first reading Referred to Health, Human Services and Housing

1.1

A bill for an act

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relating to health; requiring a patient's initials for each item of consent when

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requested to release health records; amending Minnesota Statutes 2014, section

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144.293, subdivision 2.

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

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Section 1. Minnesota Statutes 2014, section 144.293, subdivision 2, is amended to read:

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Subd. 2. **Patient consent to release of records.** (a) A provider, or a person who

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receives health records from a provider, may not release a patient's health records to a

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person without:

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(1) a signed and dated consent from the patient or the patient's legally authorized

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representative authorizing the release;

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(2) specific authorization in law; or

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(3) a representation from a provider that holds a signed and dated consent from the

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patient authorizing the release.

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(b) Any consent form signed by a patient must include an option to agree or disagree

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to individual items for which the provider is requesting consent. The form shall allow the

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patient to initial next to each item to show the patient's consent for that individual item

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as well as provide a signature as required under paragraph (a). The provider may not

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condition the patient's receipt of treatment on the patient's willingness to release records.