

4606.3306 PHYSICIAN CONSENT.

Subpart 1. **Attempt to obtain consent.** When undertaking epidemiologic studies, the commissioner shall attempt to locate and obtain the consent of the attending physician as identified in the case report before approaching any case named in a report or a personal representative of a deceased case as defined in Minnesota Statutes, section 13.10, subdivision 1, paragraph (c).

Subp. 2. **Approach without consent.** The commissioner may approach a case named in a report or a personal representative of a deceased case as defined in Minnesota Statutes, section 13.10, subdivision 1, paragraph (c), without the consent of the attending physician as identified in the case report in order to conduct epidemiologic investigations if the attending physician is deceased, is no longer licensed in the state, is no longer practicing, cannot otherwise be located, or is no longer caring for the case and is unable to identify the case's current attending physician.

Statutory Authority: *MS s 144.05; 144.671 to 144.69; 144.672*

History: *13 SR 528; 36 SR 615*

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