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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 4357

03/11/2020

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The bill was read for the first time and referred to the Committee on Health and Human Services Policy

1.1 A bill for an act
1.2 relating to health care; prohibiting health care facilities or providers from denying
1.3 services because patient refuses to sign a facility's consent form; amending
1.4 Minnesota Statutes 2018, section 144.293, subdivision 2.

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

1.6 Section 1. Minnesota Statutes 2018, section 144.293, subdivision 2, is amended to read:

1.7 Subd. 2. **Patient consent to release of records.** (a) A provider, or a person who receives
1.8 health records from a provider, may not release a patient's health records to a person without:

1.9 (1) a signed and dated consent from the patient or the patient's legally authorized
1.10 representative authorizing the release;

1.11 (2) specific authorization in law; or

1.12 (3) a representation from a provider that holds a signed and dated consent from the
1.13 patient authorizing the release.

1.14 (b) A provider or health care facility shall not withhold services or treatment or refuse
1.15 to provide services or treatment to a patient solely because the patient or the patient's legally
1.16 authorized representative refuses to authorize or alters in any way the provider's or health
1.17 care facility's consent form under this section or section 144.295.