

1.1 moves to amend H.F. No. 792, the first engrossment, as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "Section 1. Minnesota Statutes 2014, section 144.293, subdivision 5, is amended to read:

1.4 Subd. 5. **Exceptions to consent requirement.** (a) This section does not prohibit the
1.5 release of health records:

1.6 (1) for a medical emergency when the provider is unable to obtain the patient's
1.7 consent due to the patient's condition or the nature of the medical emergency;

1.8 (2) to other providers within related health care entities when necessary for the
1.9 current treatment of the patient; or

1.10 (3) to a health care facility licensed by this chapter, chapter 144A, or to the same
1.11 types of health care facilities licensed by this chapter and chapter 144A that are licensed
1.12 in another state when a patient:

1.13 (i) is returning to the health care facility and unable to provide consent; or

1.14 (ii) who resides in the health care facility, has services provided by an outside
1.15 resource under Code of Federal Regulations, title 42, section 483.75(h), and is unable
1.16 to provide consent.

1.17 (b) A provider may release a deceased patient's health care records to another provider
1.18 for the purposes of diagnosing or treating the deceased patient's surviving adult child.

1.19 **EFFECTIVE DATE.** This section is effective the day following final enactment."

1.20 Delete the title and insert:

1.21 "A bill for an act
1.22 relating to health records; allowing providers to release a deceased patient's
1.23 health record to the deceased patient's surviving adult child for purposes of
1.24 diagnosing or treating the adult child; amending Minnesota Statutes 2014,
1.25 section 144.293, subdivision 5."