

Subject Health records retention for physicians who perform eye surgery

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Overview

This bill establishes health record retention requirements for physicians who perform eye surgery.

Summary

Section	Description
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1	Retention of certain health records.
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Adds § 144.2955. Requires physicians who perform eye surgery to retain patient health records for 25 years, and then to retain the records for an additional 35 years or transfer the records to the commissioner of health or another entity for retention for this additional period. Requires the commissioner to collect a fee for the cost of retention, and classifies health records maintained by the commissioner or another entity.

Subd. 1. Notice to patients. Requires a physician who performs eye surgery to notify patients receiving eye surgery of the health record retention requirements in this section and how patients may access and obtain their health records if transferred to the commissioner of health or another entity.

Subd. 2. Retention of health records. Requires a physician who performs eye surgery to retain patient health records for 25 years after the date of the most recent surgery. Following that period, requires the physician to either retain the health records for an additional 35 years or transfer the health records to the commissioner of health or an entity under contract with the commissioner, for retention for an additional 35 years. Requires the records retained by the commissioner or another entity to be stored in a manner that allows the patient to access information in the health record or obtain copies of the health record.

Subd. 3. Fee. Requires the commissioner to charge an undetermined fee to physicians who transfer health records to the commissioner or another entity for retention, and appropriates fees to the commissioner for costs associated with retention of these records.

Section	Description
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Subd. 4. Data practices. Classifies health records retained by the commissioner under this section as private data on individuals.

This section is effective July 1, 2022, and applies to health records held on or after that date by a physician who performs eye surgery.



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