

States Requiring Consent According to Mayo Clinic¹:

(this list is limited to states Mayo Clinic operates in: Minnesota, Florida, Arizona, Iowa, Wisconsin, Georgia)

Payment (241-word definition: §164.501) – Minnesota, Florida, and Wisconsin

“Minnesota law generally requires patient consent for disclosures of protected health information by Mayo Clinic in Minnesota entities for payment purposes, unless the disclosure is to a Mayo-related entity.”

“Florida law generally requires patient consent for disclosures of protected health information by Mayo Clinic in Florida entities for payment purposes.”

“Wisconsin law generally requires patient consent to disclose HIV test results for payment purposes.”

Treatment (62-word definition: §164.501) – Minnesota

“Minnesota Law generally requires patient consent for disclosures of protected health information by Mayo Clinic in Minnesota entities for treatment purposes, unless the disclosure is to a Mayo-related entity or consent is not possible due to a medical emergency.”

Health Care Operations (416-word definition: §164.501) – Minnesota, Florida, and Wisconsin

“Minnesota law generally requires patient consent for disclosures of protected health information by Mayo Clinic in Minnesota Entities for health care operations purposes, unless the disclosure is to a Mayo-related entity.”

“Florida law generally requires patient consent for disclosures of protected health information by Mayo Clinic in Florida Entities for health care operations purposes.”

“Wisconsin law generally requires patient consent to disclose HIV test results for certain health care operations.”

Medical Research – Minnesota, Wisconsin, Florida, and Georgia

“Federal regulations permit use of protected health information in medical research, either with your authorization, when your name and most other identifiers have been removed and the recipient of the information signs a data use agreement, or when the research study at Mayo Clinic is reviewed and approved by an Institutional Review Board before any medical research study begins. In some situations, limited information may be used before approval of the research study”

“Minnesota law generally requires patient consent for disclosures of protected health information by Mayo Clinic in Minnesota Entities to outside researchers for medical research purposes. Mayo Clinic in Minnesota Entities will obtain such consent from their patients or refusal to participate in any research study or will make a good faith effort to obtain such consent or refusal, before releasing any identifiable information to an outside researcher for research purposes.”

“Wisconsin law generally requires patient consent before we may disclose protected health information for research purposes to a researcher who is not affiliated with Mayo Clinic. In some situations, Mayo Clinic may disclose protected health information for research purposes to a researcher who agrees to protect the privacy of your information. Private pay patients may be able to opt out of the use or disclosure of your information for research purposes.”

“Florida law generally requires patient consent for disclosures of identifiable health information by Mayo Clinic in Florida entities to outside researchers for medical research purposes.”

“Georgia law generally requires patient consent for disclosures of protected health information to outside researchers for medical research purposes.”

Patient Contacts – Florida

“Florida law generally requires patient consent for Mayo Clinic in Florida entities to contact their patients for purposes of providing information regarding treatment alternatives, services, or goods.”

Facility Directory / Patient Census – Wisconsin

“Wisconsin law requires patient consent for disclosure of your health condition. Mayo Clinic in Wisconsin entities will not identify you in the Facility Directory as receiving, or having received, mental health treatment without patient consent, and generally requires patient consent to disclose such information, except as required or authorized by law.”

Public Health Purposes – Wisconsin

“Wisconsin law generally requires patient consent to disclose information from your mental health treatment records and your HIV test results, unless the disclosure is otherwise authorized or required by law.”

Family Members and Others Involved in Your Care – Wisconsin

“Wisconsin law generally requires patient consent to share protected health information with family members or friends, except as required or authorized by law.”

Organ and Tissue Donation – Wisconsin

“Wisconsin law generally requires patient consent to disclose mental health treatment records for organ or tissue donation purposes.”

Military Personnel – Minnesota and Wisconsin

“Minnesota law generally requires patient consent for disclosures of protected health information by Mayo Clinic in Minnesota Entities for the military purposes referenced above [Mayo Clinic may

release protected health information as required by military authorities. Mayo Clinic also may release protected health information about foreign military personnel to the appropriate foreign military authority.], unless the disclosure is specifically required by federal law.”

“Wisconsin law generally requires patient consent to disclose information from your mental health treatment records or HIV test results, unless the disclosure is otherwise authorized or required by law.”

Law Enforcement Activities – Minnesota, Iowa, and Wisconsin

“Minnesota law generally requires patient consent for disclosures of protected health information by Mayo Clinic in Minnesota Entities for law enforcement purposes, unless the disclosure is in response to a valid court order or warrant.”

“Iowa law does not allow the disclosure of information regarding substance abuse to any law enforcement officer or law enforcement agency unless you have authorized the disclosure.”

“Wisconsin law generally requires patient consent for disclosures of protected health information for law enforcement purposes, unless the disclosure is otherwise authorized or required by law.”

Coroners, Medical Examiners and Funeral Directors – Minnesota and Wisconsin

“Minnesota law generally requires the consent of a patient’s authorized family or legal representative for disclosures of protected health information by Mayo Clinic in Minnesota entities to funeral directors. Wisconsin law generally requires consent of a patient’s authorized family or legal representative to release protected health information to funeral directors, however, HIV test results and certain other protected health information may be disclosed to a funeral director when necessary to permit the funeral director to carry out his/ her duties.”

“Wisconsin law generally requires consent of a patient’s authorized family or legal representative or a court order to release mental health treatment records to a coroner or medical examiner.”

National Security Activities – Minnesota, Florida, Wisconsin

“Minnesota law generally requires patient consent for disclosures of protected health information by Mayo Clinic in Minnesota entities for national security purposes, unless the disclosure is specifically required by federal law.”

“Florida law generally requires patient consent for disclosures of protected health information by Mayo Clinic in Florida entities for national security purposes, unless the disclosure is specifically required by federal law.”

“Wisconsin law generally requires patient consent for disclosures of protected health information for national security purposes, unless the disclosure is specifically required by federal law.”

1. “Mayo Clinic Notice of Privacy Practices,” Mayo Foundation for Medical Education and Research, December 1, 2015. Accessed March 3rd, 2018: http://www.mayo.edu/pmts/mc5200-mc5299/mc5256-01.pdf?_ga=2.160445310.2110088066.1520051547-413679692.1455551312