

SENATE BILL 727

By Green

AN ACT to amend Tennessee Code Annotated, Title 9, Chapter 8, Part 3; Title 9, Chapter 8, Part 4 and Title 10, Chapter 7, relative to confidentiality of medical records.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 9, Chapter 8, Part 3, is amended by adding the following language as a new, appropriately designated section:

(a) Medical records received and maintained by the commission shall be treated as confidential and shall not be open for inspection by members of the public pursuant to title 10, chapter 7.

(b) As used in this section:

(1) "Healthcare provider" means healthcare professionals, establishments, or facilities licensed, registered, certified, or permitted pursuant to title 63 or title 68 and regulated under the authority of either the department of health or any agency, board, council, or committee attached to the department of health; and

(2) "Medical record" means any and all documents maintained by a healthcare provider relating to a patient's diagnosis, care, and treatment, including, but not limited to, notes, reports, memos, e-mails, facsimile transmissions, laboratory tests, billing documents, and medication orders.

SECTION 2. Tennessee Code Annotated, Title 9, Chapter 8, Part 4, is amended by adding the following language as a new, appropriately designated section:

(a) Medical records received and maintained by the division of claims administration shall be treated as confidential and shall not be open for inspection by members of the public pursuant to title 10, chapter 7.

(b) As used in this section:

(1) "Healthcare provider" means healthcare professionals, establishments, or facilities licensed, registered, certified, or permitted pursuant to title 63 or title 68 and regulated under the authority of either the department of health or any agency, board, council, or committee attached to the department of health; and

(2) "Medical record" means any and all documents maintained by a healthcare provider relating to a patient's diagnosis, care, and treatment, including, but not limited to, notes, reports, memos, e-mails, facsimile transmissions, laboratory tests, billing documents, and medication orders.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.