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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/14/2017	.	
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The Committee on Health Policy (Brandes) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 118 - 133

and insert:

(2) The de-identified electronic health records or qualified electronic health records may be given to one or more donees that are accredited medical or dental schools, colleges, universities, hospitals, or repositories for the purposes of educating or developing diagnoses, treatment choices, policies, health care system designs, and innovations to improve health



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11 outcomes and reduce health care costs. Electronic health records  
12 or qualified electronic health records with a donor's  
13 identifying information may be given to a donee upon written  
14 consent of the donor. The donees must be approved by the  
15 Department of Health and may be specified by name.

16 (3) Any electronic health records or qualified electronic  
17 health records donated by a health care surrogate or proxy  
18 designated by the decedent pursuant to part II of this chapter  
19 must be de-identified, unless the donee provides written consent  
20 stating that his or her identifying information may be included  
21 with such records, and such donation must be made by a document  
22 signed by that person or made by that person's witnessed  
23 telephonic discussion, telegraphic message, or other recorded  
24 message.

25 (4) A donor may amend the terms of or revoke a donation of  
26 electronic health records or qualified electronic health records  
27 by any of the following means:

28  
29 ===== T I T L E A M E N D M E N T =====

30 And the title is amended as follows:

31 Delete lines 12 - 13

32 and insert:

33 health records donated by a health care surrogate or  
34 proxy to be de-identified; authorizing electronic  
35 health records and qualified electronic health records  
36 to contain a donor's identifying information under  
37 certain conditions; authorizing a donor to amend the