

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

Amend the bill by striking out the title and substituting the following:

'Resolve, To Preserve Patient Records'

Further amend the bill by striking out everything after the title and before the summary and inserting in its place the following:

'Sec. 1 Rules. Resolved: That no later than January 1, 2007, the Department of Health and Human Services shall amend the rules regarding licensing for general and specialty hospitals and ambulatory surgical facilities to require that hospitals and facilities that record images of a patient using x rays, magnetic resonance imaging or computerized tomography provide notice of intent to destroy or purge those images. The rules must provide that the hospital or facility may provide the required notice through publication in a newspaper that has broad general circulation in the region served by the hospital or facility or directly to the patient prior to or after taking the image. Rules adopted pursuant to this section are routine technical rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A.'

SUMMARY

This amendment replaces the bill and changes it to a resolve. It directs the Department of Health and Human Services to amend the rules regarding licensing for general and specialty hospitals and ambulatory surgical facilities to require general public notice or notice to a patient when hospitals and facilities plan to destroy or purge images of a patient that were made using x rays, magnetic resonance imaging or computerized tomography. The amendment designates the rules as routine technical rules.