

**HOUSE . . . . . No. 604**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Harold P. Naughton, Jr.*

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to patient medical records..

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Harold P. Naughton, Jr.</i>	<i>12th Worcester</i>	<i>1/13/2011</i>

**HOUSE . . . . . No. 604**

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By Mr. Naughton of Clinton, a petition (accompanied by bill, House, No. 604) of Harold P. Naughton, Jr., relative to patient notification prior to the destruction of medical records. Public Health.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 3919 OF 2009-2010.]

**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Eleven**  
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An Act relative to patient medical records..

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Section 12CC of chapter 112 of the General Laws, as appearing in the 2006  
2 Official Edition, is hereby amended by adding the following paragraph:-

3 Notwithstanding any general or special law to the contrary, a health care provider shall  
4 notify the patient for whom records are kept, before the destruction of those records at the  
5 conclusion of the 7 year retention period, so that the patient may have the option of obtaining  
6 copies of his records. Said notice shall be sent by first class mail from the provider to the  
7 patient’s last known address before 90 days preceding the date of destruction of the medical  
8 records.