

HOUSE No. 2026

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>1/9/2015</i>
<i>Carmin L. Gentile</i>	<i>13th Middlesex</i>	<i>10/10/2019</i>

HOUSE No. 2026

By Mr. Naughton of Clinton, a petition (accompanied by bill, House, No. 2026) of Harold P. Naughton, Jr., and Carmine L. Gentile relative to patient notification prior to the destruction of medical records. Public Health.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 2042 OF 2013-2014.]

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

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.