

House Bill 531

In The House

January 28, 1981	Introduced and referred to Committee on Judiciary.
February 12, 1981	Committee recommend bill do pass.
February 13, 1981	Bill printed and placed on member's desks.
February 14, 1981	Second reading do pass.
February 16, 1981	Considered correctly engrossed.
February 17, 1981	Third reading passed.

In The Senate

February 18, 1981	Introduced and referred to Committee on Public Health Welfare and Safety.
March 12, 1981	Committee recommend bill not concurred.

In The House

March 13, 1981	Returned from Senate not concurred.
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1 HOUSE BILL NO. 531
2 INTRODUCED BY Keedy

3 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE A PERSON
4 ACCESS TO HIS MEDICAL RECORDS; AMENDING SECTION 50-16-312,
5 MCA."
6

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

8 NEW SECTION. Section 1. Rights of person regarding
9 health care information. Confidential health care
10 information relating to a person shall be released to the
11 person upon his request.
12

13 Section 2. Section 50-16-312, MCA, is amended to read:
14 "50-16-312. Disclosure by third party to physician of
15 person affected. (1) A third party who has performed an
16 adverse action defined in subsection (2) may transfer
17 confidential health care information to a designated
18 physician when the third party receives a written request
19 signed by the affected person or his authorized
20 representative.

21 (2) The adverse action referred to in subsection (1)
22 may include but is not limited to:

- 23 (a) denial of an application for an insurance policy;
- 24 (b) issuance of an insurance policy with other than
25 standard and uniform restrictions;

1 (c) rejection in whole or in part of any claim for
2 insurance benefits;

3 (d) denial of an employment application or termination
4 of employment when such denial or termination is for health
5 reasons.

6 (3) Prior to making a transfer, a third party may
7 require payment of actual expenses incurred in the
8 retrieval, duplication, and forwarding of such information.

9 (4) A physician receiving confidential health care
10 information pursuant to subsection (1) may review and
11 interpret the information. ~~Thereafter, the~~ The physician
12 ~~may shall, in his discretion at the request of the affected~~
13 ~~person, disclose to the affected person as--much--of--the~~
14 ~~transferred all of the~~ information as he believes is in the
15 ~~best interest of the affected person to know that he has~~
16 received."

-End-

INTRODUCED BILL
-2- HB 531

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