

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



121st MAINE LEGISLATURE

SECOND REGULAR SESSION-2004

Legislative Document

No. 1642

H.P. 1219

House of Representatives, December 8, 2003

**An Act To Provide an Exemption to the Laws Governing Patient
Confidentiality Regarding Certain Former Patients of the Augusta
Mental Health Institute**

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Received by the Clerk of the House on December 3, 2003. Referred to the Committee on Health and Human Services pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative BRANNIGAN of Portland.

2 **Be it enacted by the People of the State of Maine as follows:**

4 **Sec. 1. 34-B MRSA §1207, sub-§1, ¶F,** as amended by PL 1989, c.
335, §2, is further amended to read:

6 F. Nothing in this subsection precludes the disclosure or
8 use of any information, including recorded or transcribed
10 diagnostic and therapeutic interviews, concerning any client
12 in connection with any educational or training program
14 established between a public hospital and any college,
university, hospital, psychiatric or counseling clinic or
school of nursing, provided that, in the disclosure or use
of the information as part of a course of instruction or
training program, the client's identity remains undisclosed;
and

16 **Sec. 2. 34-B MRSA §1207, sub-§1, ¶G,** as enacted by PL 1989, c.
18 335, §3, is amended to read:

20 G. Information shall must be disclosed to the executive
22 director and the members of the subcommittees on institutes
and quality assurance of the Maine Commission on Mental
24 Health for the purpose of carrying out the commission's
statutory duties; and

26 **Sec. 3. 34-B MRSA §1207, sub-§1, ¶H** is enacted to read:

28 H. The names of patients of the Augusta Mental Health
30 Institute who died at the Augusta Mental Health Institute
may be made available to the public.

32 **SUMMARY**

34 This bill amends the laws governing patient confidentiality
36 so that the names of patients of the Augusta Mental Health
Institute who died at the Augusta Mental Health Institute may be
38 made available to the public.