

MAINE STATE LEGISLATURE

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1203

L.D. 1567

DATE: 5/25/05

(Filing No. H-501)

JUDICIARY

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
122ND LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 1105, L.D. 1567, Bill, "An Act To Amend the Uniform Health-care Decisions Act Concerning Personal Representatives under Federal Law"

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

'Resolve, Encouraging the Continuing Education of Physicians Regarding Disclosure of Confidential Medical Information'

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

'Sec. 1. Inclusion of information regarding authority of agents to receive medical information. Resolved: That the Department of Health and Human Services shall invite professional associations of health care providers to include information in continuing education presentations that makes clear that agents appointed through a power of attorney are entitled to receive the same information as the principal and that the "minimum necessary" standard of the federal Health Insurance Portability and Accountability Act of 1996, 42 United States Code, Section 1320d et seq., "HIPAA," privacy rule does not apply to releases of protected health information to principals or their agents.'

SUMMARY

This amendment replaces the bill.

This amendment creates a resolve directing the Department of Health and Human Services to encourage health care providers to

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 1105, L.D. 1567

include information in their continuing education programs that will assist in clarifying the rights of agents to receive confidential medical information.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



122nd MAINE LEGISLATURE

LD 1567

LR 1366(02)

An Act To Amend the Uniform Health-care Decisions Act Concerning Personal Representatives under Federal Law

Fiscal Note for Bill as Amended by Committee Amendment "A"

Committee: Judiciary

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

Any additional costs to the Department of Health and Human Services can be absorbed by the department utilizing existing resources.