

HOUSE No. 1205

The Commonwealth of Massachusetts

PRESENTED BY:

Jerald A. Parisella

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 to implement consistent protections for health information.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Jerald A. Parisella</i>	<i>6th Essex</i>
<i>Jose F. Tosado</i>	<i>9th Hampden</i>
<i>Steven Ultrino</i>	<i>33rd Middlesex</i>
<i>Carolyn C. Dykema</i>	<i>8th Middlesex</i>
<i>Joan B. Lovely</i>	<i>Second Essex</i>

HOUSE No. 1205

By Mr. Parisella of Beverly, a petition (accompanied by bill, House, No. 1205) of Jerald A. Parisella and others relative to protections for health information. Public Health.

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act to implement consistent protections for health information.

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 12G of Chapter 112 of the General Laws, as appearing in the 2014
2 official edition, is hereby amended by adding at the end of the section the following new
3 paragraph:-

4 Notwithstanding any general or special law to the contrary, the protections established
5 under this section also shall apply to any disclosure of information by a physician, a health care
6 facility, as defined in section 9C of this Chapter, or any other medical provider or by an agent of
7 any of the foregoing to another healthcare provider or carrier, as such terms are defined in
8 section 1 of chapter 176O of the general laws, as well as a government program so long as such
9 disclosure is made in connection with the treatment, payment or health care operations, and such
10 disclosure is in compliance with applicable federal privacy laws. The terms treatment, payment
11 and health care operations shall have the same definitions as used in the federal privacy
12 regulations, 45 C.F.R. § 164.501.