
SENATE BILL 6265

State of Washington

63rd Legislature

2014 Regular Session

By Senators Frockt, Rivers, Conway, Becker, Kohl-Welles, Bailey, Cleveland, Ranker, Keiser, and Tom

Read first time 01/20/14. Referred to Committee on Health Care .

1 AN ACT Relating to state and local agencies that obtain patient
2 health care information; amending RCW 70.02.290; and providing an
3 effective date.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 70.02.290 and 2013 c 200 s 13 are each amended to read
6 as follows:

7 (1) All state or local agencies obtaining patient health care
8 information pursuant to RCW 70.02.050 and 70.02.200 through 70.02.240
9 that are not health care facilities or providers shall adopt rules
10 establishing their record acquisition, retention, destruction, and
11 security policies that are consistent with this chapter.

12 (2) State and local agencies that inadvertently obtain health care
13 information not requested pursuant to this chapter must not use or
14 disclose this information. Information so obtained must, within five
15 business days of its discovery:

16 (a) Be destroyed in accordance with the policy developed under
17 subsection (1) of this section; or

18 (b) Be returned to the entity that provided the information to the

1 state or local agency if the entity is a health care facility or
2 provider and subject to this chapter.

3 (3) If the information under subsection (2) of this section is
4 disclosed to any entity other than the entity that provided it to the
5 state or local agency, the state or local agency must, if feasible,
6 notify the person whose information has been disclosed of the
7 disclosure and whether the information has subsequently been destroyed
8 or returned to the health care facility or provider. The notice
9 provided under this subsection must be provided within five business
10 days of discovery of the disclosure and must include the name of the
11 entity that originally provided the information to the agency.

12 (4) Rules adopted under this section must be available through each
13 agency's web site.

14 NEW SECTION. Sec. 2. This act takes effect July 1, 2014.

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