



State of Tennessee

PUBLIC CHAPTER NO. 633

SENATE BILL NO. 2246

By Norris, Watson

Substituted for: House Bill No. 2113

By Hawk, Casada, Terry, Hardaway

AN ACT to amend Tennessee Code Annotated, Title 10, Chapter 7, relative to the confidentiality of individually identifiable health information.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 10-7-504(a)(1), is amended by deleting the subdivision in its entirety and substituting the following:

(a)(1)(A) The medical records of patients in state, county, and municipal hospitals and medical facilities, and the medical records of persons receiving medical treatment, in whole or in part, at the expense of the state, county, or municipality, shall be treated as confidential and shall not be open for inspection by members of the public. Any records containing the source of body parts for transplantation or any information concerning persons donating body parts for transplantation shall be treated as confidential and shall not be open for inspection by members of the public. Individually identifiable health information collected, created, or prepared by the department of health shall be treated as confidential and shall not be open for inspection by members of the public; provided, however, that the department may disclose such information as authorized or required by law.

(B) As used in this subdivision (a)(1), "individually identifiable health information" means information related to the physical or mental health of an individual and that explicitly or by implication identifies the individual who is the subject of the information, including by name, address, birth date, death date, admission or discharge date, telephone number, facsimile number, electronic mail address, social security number, medical record number, health plan beneficiary number, account number, certificate or license number, biometric identifier, or any other identifying number, characteristic, or code.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

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PASSED: March 12, 2018

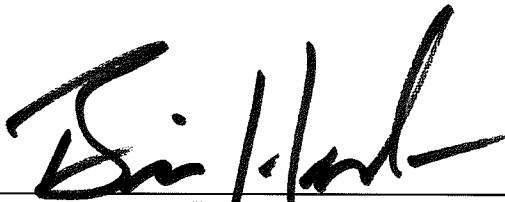


RANDY McNALLY
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 2nd day of April 2018



BILL HASLAM, GOVERNOR