

# Senate Amendment 5004

## Amendment Text

PAG LIN

1 1 Amend [Senate File 2062](#) as follows:  
1 2 #1. Page 1, by inserting before line 1 the  
1 3 following:  
1 4 "Section 1. Section 10A.104, subsection 9, Code  
1 5 Supplement 1995, is amended to read as follows:  
1 6 9. Administer and enforce this chapter, and  
1 7 chapters 99B, 135B, 135C, 135G, 135H, 135J, 137A,  
1 8 137B, 137C, 137D, and 137E."  
1 9 #2. Page 3, by inserting after line 9 the  
1 10 following:  
1 11 "Sec. \_\_\_\_ Section 147A.26, subsection 2, Code  
1 12 Supplement 1995, is amended to read as follows:  
1 13 2. The data collected by and furnished to the  
1 14 department pursuant to this section

~~shall not be~~

~~-~~  
1 15

~~public records under chapter 22~~

~~- are confidential~~

1 16 records of the condition, diagnosis, care, or  
1 17 treatment of patients or former patients, including  
1 18 outpatients, pursuant to section 22.7. The  
1 19 compilations prepared for release or dissemination  
1 20 from the data collected

~~shall be public records~~

~~- are~~

1 21 not confidential under

~~chapter 22, which are not~~

~~-~~  
1 22

~~subject to~~

~~-~~ section 22.7, subsection 2. However,

~~the~~

~~-~~  
1 23

~~confidentiality of~~

~~-~~ information which individually

1 24 identifies patients

~~is to be protected~~

~~-~~ shall not be

1 25 disclosed and

~~the laws of this~~

~~-~~ state and federal law

1 26 regarding patient confidentiality shall apply

~~with~~

~~-~~  
1 27

~~regard to patient confidentiality~~

-. "

1 28 #3. Page 4, by striking lines 31 through 35.

1 29 #4. By renumbering and correcting internal

1 30 references as necessary.

1 31

1 32

1 33 \_\_\_\_\_

1 34 COMMITTEE ON [JUDICIARY](#)

1 35 RANDAL J. GIANNETTO, Chairperson

1 36 [SF 2062.1](#)

1 37 mc/cc/26