

1999 Assembly Bill 427

Date of enactment: **April 21, 2000**

Date of publication\*: **May 5, 2000**

# 1999 WISCONSIN ACT 78

**AN ACT to create** 51.30 (4) (b) 25., 51.30 (4) (g), 51.30 (5) (f), 146.82 (2) (a) 20. and 146.836 of the statutes; **relating to:** the form of patient health care records and mental health treatment records subject to confidentiality and other restrictions and release without informed consent of patient health care records and mental health treatment records that do not identify the patient.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

**SECTION 1.** 51.30 (4) (b) 25. of the statutes is created to read:

51.30 (4) (b) 25. If the treatment records do not contain information and the circumstances of the release do not provide information that would permit the identification of the individual.

**SECTION 2.** 51.30 (4) (g) of the statutes is created to read:

51.30 (4) (g) *Applicability.* Paragraphs (a), (b), (c), (dm) and (e) apply to all treatment records, including those on which written, drawn, printed, spoken, visual, electromagnetic or digital information is recorded or preserved, regardless of physical form or characteristics.

**SECTION 3.** 51.30 (5) (f) of the statutes is created to read:

51.30 (5) (f) *Applicability.* Paragraph (a) and (bm) to (e) apply to all treatment records, including those on which written, drawn, printed, spoken, visual, electromagnetic or digital information is recorded or preserved, regardless of physical form or characteristics.

**SECTION 4.** 146.82 (2) (a) 20. of the statutes is created to read:

146.82 (2) (a) 20. If the patient health care records do not contain information and the circumstances of the release do not provide information that would permit the identification of the patient.

**SECTION 5.** 146.836 of the statutes is created to read:

**146.836 Applicability.** Sections 146.815, 146.82, 146.83 (4) and 146.835 apply to all patient health care records, including those on which written, drawn, printed, spoken, visual, electromagnetic or digital information is recorded or preserved, regardless of physical form or characteristics.

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\* Section 991.11, WISCONSIN STATUTES 1997-98: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].