§1711-F. Transfer of member health care information by MaineCare program for purpose of
diagnosis, treatment or care

The MaineCare program established under chapter 855 may transfer member health care
information to a health care practitioner or health care facility for the purpose of diagnosis, treatment
or care of the member through an electronic health information exchange in accordance with this
section. [PL 2009, c. 387, §3 (NEW).]

1. Definitions. For the purposes of this section, "health care facility" has the same meaning as in
section 1711-C, subsection 1, paragraph D and "health care practitioner" has the same meaning as in
section 1711-C, subsection 1, paragraph F.
[PL 2009, c. 387, §3 (NEW).]

2. Individual protection mechanism. The department shall provide an individual protection
mechanism for MaineCare members by which an individual may prohibit a health information
exchange from disclosing the individual's health care information to a health care practitioner or health
care facility.
[PL 2009, c. 387, §3 (NEW).]

3. Health care information subject to other laws, rules and regulations. Health care
information that is subject to the provisions of 42 United States Code, Section 290dd-2 (Supplement
1998); chapters 710-B and 711; Title 5, section 200-E; Title 5, chapter 501; Title 24 or 24-A; Title
34-B, section 1207; Title 39-A; or other confidentiality provisions of state or federal law, rule or
regulation is governed solely by those provisions.
[PL 2009, c. 387, §3 (NEW).]

SECTION HISTORY

PL 2009, c. 387, §3 (NEW).

The State of Maine claims a copyright in its codified statutes. If you intend to republish this material, we require that you include
the following disclaimer in your publication:

All copyrights and other rights to statutory text are reserved by the State of Maine. The text included in this publication reflects
changes made through the First Regular Session of the 129th Maine Legislature and is current through October 1, 2019. The text
is subject to change without notice. It is a version that has not been officially certified by the Secretary of State. Refer to the Maine
Revised Statutes Annotated and supplements for certified text.

The Office of the Revisor of Statutes also requests that you send us one copy of any statutory publication you may produce. Our
goal is not to restrict publishing activity, but to keep track of who is publishing what, to identify any needless duplication and to
preserve the State's copyright rights.

PLEASE NOTE: The Revisor's Office cannot perform research for or provide legal advice or interpretation of Maine law to the
public. If you need legal assistance, please contact a qualified attorney.