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Title 22@ Social Security

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Division 5@ Licensing and Certification of Health Facilities, Home Health Agencies, Clinics, and Referral Agencies

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Chapter 12@ Correctional Treatment Centers

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Article 5@ Administration

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Section 79807@ Inmate-Patient Health Record Availability

79807 Inmate-Patient Health Record Availability

(a)

Records shall be kept on all inmate-patients admitted or accepted for treatment. All required records, either as originals or as accurate reproductions of the contents of such originals, shall be maintained in a confidential manner, and be legible, and readily accessible upon request of persons authorized by law to have access to such records including, but not limited to persons authorized pursuant to Health and Safety Code, Section 1795 et seq., those professional persons who are providing services to the patient and authorized representatives of the Department.

(b)

The correctional treatment center shall safeguard the information in the record against loss, defacement, tampering, or use by unauthorized persons.

(c)

Inmate-patient health records or reproductions thereof, shall be safely preserved for a minimum of seven years following discharge of the inmate-patient, except that the records of unemancipated minors shall be kept at least one year after such minor has reached the age of 18 years and, in any case, not less than seven years.

(d)

If a correctional treatment center ceases operation, the Department shall be

informed, within 48 hours prior to cessation, of the arrangements made for safe preservation of inmate-patient health records.

(e)

Inmate-patient records shall be filed in an easily accessible manner in the facility or in an approved health record storage facility off the facility premises.

(f)

Inmate-patient records shall be completed within 14 days following the inmate-patient's discharge.