

2 SSB 6110 - S AMD
3 By Senator Roach

4 ADOPTED 2/12/94

5 On page 1, line 5, before "**Sec. 1.**" insert the following:

6 "NEW SECTION. **Sec. 1.** It is the intent of the legislature that
7 parents or guardians of minor children should have access to
8 information regarding the family medical history of their children.
9 This information will enable medical professionals to provide
10 appropriate health care to children. It is also the intent of the
11 legislature to recognize that each person has a privacy interest in his
12 or her family medical history. The legislature intends to limit access
13 to this information in order to respect this interest."

14 Renumber the sections consecutively and correct any internal
15 references accordingly.

16 On page 1, line 7, before "In" insert "(1)"

17 On page 1, after line 18, insert the following:

18 "(2) In order to meet the requirement of providing family medical
19 history under subsection (1) of this section, the parent shall submit
20 a written statement describing any medical attribute, diagnosis or
21 disease in the parent's immediate family that is generally accepted to
22 be medically linked to the health of the child, such as medically
23 accepted genetic traits or abnormalities, and that would facilitate the
24 proper health care of the child. For purposes of this section,
25 "immediate family" means parents, siblings, grandparents, aunts, uncles
26 and first cousins.

27 (3) Absent a court order, a parent is not required to make
28 inquiries regarding his or her family medical history and may provide
29 only such information of which the parent is aware at the time of
30 entering into the decree of dissolution of marriage, legal separation
31 or declaration of invalidity.

32 (4) In order to assist a parent in complying with the obligation to
33 provide a family medical history under subsection (1) of this section,

1 the court shall provide each parent with a list of medical attributes,
2 diagnoses or diseases that are generally accepted as being medically
3 linked to the health of children.

4 (5) The department of health shall provide courts with the list
5 described in subsection (4) of this section, and update this list as
6 needed.

7 (6) Family medical history shall be considered confidential
8 information, and all records containing this information shall be
9 sealed. The court shall not open these records to inspection by any
10 person except:

11 (a) The parent or guardian of the minor child in question for
12 purposes of facilitating proper health care of the child; or

13 (b) The child in question after such child has reached the age of
14 eighteen."

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18 On page 4, line 25, after "(4)" insert "In order to meet the
19 requirement of providing family medical history under subsection (3) of
20 this section, the parent shall submit a written statement describing
21 any medical attribute, diagnosis or disease in the parent's immediate
22 family that is generally accepted to be medically linked to the health
23 of the child, such as medically accepted genetic traits or
24 abnormalities, and that would facilitate the proper health care of the
25 child. For purposes of this section, "immediate family" means parents,
26 siblings, grandparents, aunts, uncles and first cousins.

27 (5) Absent a court order, a parent is not required to make
28 inquiries regarding his or her family medical history and may provide
29 only such information of which the parent is aware at the time of
30 entering into the decree of dissolution of marriage, legal separation
31 or declaration of invalidity.

32 (6) In order to assist a parent in complying with the obligation to
33 provide a family medical history under subsection (3) of this section,
34 the court shall provide each parent with a list of medical attributes,
35 diagnoses or diseases that are generally accepted as being medically
36 linked to the health of children.

1 (7) The department of health shall provide courts with the list
2 described in subsection (6) of this section, and update this list as
3 needed.

4 (8) Family medical history shall be considered confidential
5 information, and all records containing this information shall be
6 sealed. The court shall not open these records to inspection by any
7 person except:

8 (a) The parent or guardian of the minor child in question for
9 purposes of facilitating proper health care of the child; or

10 (b) The child in question after such child has reached the age of
11 eighteen.

12 (9)"

13 On page 4, line 32, strike "(5)" and insert "~~((5))~~ (10)"

14 On page 4, line 35, strike "(6)" and insert "~~((6))~~ (11)"

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18 On page 5, line 1, strike "(7)" and insert "~~((7))~~ (12)"

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22 On page 1, line 2 of the title, after "26.09.170;" strike "and" and
23 on line 3, after "26.26.130" insert "; and creating a new section"

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