

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
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FLOOR DEBATE

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adopted. Anything further on the bill, Mr. Clerk?

CLERK: I have nothing further on the bill, Mr. President.

SENATOR CUDABACK: Back to discussion of the bill itself. Senator Schimek, you're recognized.

SENATOR SCHIMEK: Yes, thank you, Mr. Chairman, Mr. President and members. I'd like to just ask Senator Burling a couple of questions, if I might.

SENATOR CUDABACK: Senator Burling, would you yield?

SENATOR SCHIMEK: Senator Burling, pardon me for not being up to speed on this. I just have...I have a question in my mind about why we wouldn't be releasing some of the information that is described in paragraph (2) on page 2: tests conducted for HIV, revocation of a license to practice medicine, child protective service reports or records, adult protective service reports, information from central register of child protection cases, et cetera. This is to the heirs. This is to people that are going to be years down the road, presumably, according to this bill. Could you tell me the reason that we want to protect those particular records?

SENATOR BURLING: Thank you, Senator Schimek. The answer that I received when I asked that same question was that that's what the Department of Health and Human Services and the committee felt had to be in there to comply with the federal HIPAA regulations, and I guess that's a matter of how you interpret those regulations. But to be safe, that's...was their recommendation this be in there.

SENATOR SCHIMEK: Even if this is a 100 years later?

SENATOR BURLING: I understand your concern that it doesn't really make sense, but some things don't. But that's...that was my...that was the answer that I got, so we need to look further if that's, you know, we can try without...we can try it without that, but...