

NOTICE OF AMENDMENT

BILL 52

HEALTH INFORMATION AMENDMENT ACT, 2009

A1C Agreed to May 26, 2009

Mr. Horne to move that Bill 52, *Health Information Amendment Act, 2009*, be amended as follows:

C Section 22 is amended by adding the following after the proposed section 72.3:

Correction or amendment of health information by repository

72.4(1) Where a custodian has made a correction or amendment to health information pursuant to section 13, the custodian must notify a health information repository to which the custodian has disclosed the information that a correction or amendment has been made and advise the repository of the manner in which the health information must be corrected or amended.

(2) A health information repository that is notified pursuant to subsection (1) must, within 30 days,

(a) make the correction or amendment according to the advice of the custodian, and

(b) provide written notice that the correction or amendment has been made to the custodian, and the custodian shall then notify the individual who is the subject of the health information.

(3) An individual who is the subject of health information to which a correction or amendment is made pursuant to subsection (1) may ask the Commissioner to review a failure of a custodian to notify a health information repository of the correction or amendment or a failure of a health information repository to make the correction or amendment pursuant to subsection (2).

(4) Sections 74 to 82 apply with all necessary modifications to a request to the Commissioner for a review under subsection (3).

(5) For greater clarity, the duties and responsibilities of a custodian as outlined in sections 74 to 82 also apply to a health information repository for the purposes of this section.

Consultation with Commissioner

72.5 The Minister must consult with the Commissioner in the preparation of the regulations under this Part.