

K.A.R. 100-76-10. Release of records. (a) Except as specified in this subsection or prohibited by law, each licensed acupuncturist shall, upon receipt of a signed release from a patient, furnish a copy of the patient record to the patient, to another licensee designated by the patient, or to the patient's legally designated representative. However, if the licensee reasonably determines that the information within the patient record is detrimental to the mental or physical health of the patient, the licensee may withhold the record from the patient and furnish the record to another licensee designated by the patient.

(b) Any licensee may charge a person or entity for the reasonable costs to retrieve or reproduce a patient record. A licensee shall not condition the furnishing of a patient record to another licensee upon prepayment of these costs.

(c) Each violation of this regulation shall constitute prima facie evidence of unprofessional conduct pursuant to K.S.A. 2016 Supp. 65-7616, and amendments thereto. (Authorized by K.S.A. 2016 Supp. 65-7615; implementing K.S.A. 2016 Supp. 65-7616; effective, T-100-9-21-17, Sept. 21, 2017.)