

K.A.R. 100-28b-20. Maintenance and storage of health care records. (a) Each licensee shall maintain the health care record for pregnancy, delivery, postpartum, and newborn care for at least 25 years from the date the licensee provided the professional service recorded.

(b) Each licensee shall maintain the health care record for family planning services and the treatment of sexually transmitted infections for at least 10 years from the date the licensee provided the professional service recorded.

(c) Any licensee may designate an entity, another licensee, or a health care facility to maintain a health care record if the licensee requires the designee to store the record in a manner that maintains confidentiality and allows lawful access.

(d) Health care records may be stored by an electronic data system, microfilm, or similar photographic means. Any licensee may destroy original paper records if the electronically stored health care record can be reproduced without alteration from the original.

(e) Each electronically stored health care record shall identify any existing original documents or information not included in the electronically stored health care record.

(f) Each licensee who terminates practice in Kansas shall, within 30 days of the termination, provide the following information to the board:

(1) The location where the licensee's health care records are stored;

(2) if the licensee designates an agent to maintain the health care records, the agent's name, telephone number, and mailing address; and

(3) the date on which the health care records are scheduled to be destroyed, according to this regulation. (Authorized by K.S.A. 65-28b07; implementing K.S.A. 65-28b07; effective July 8, 2022.)