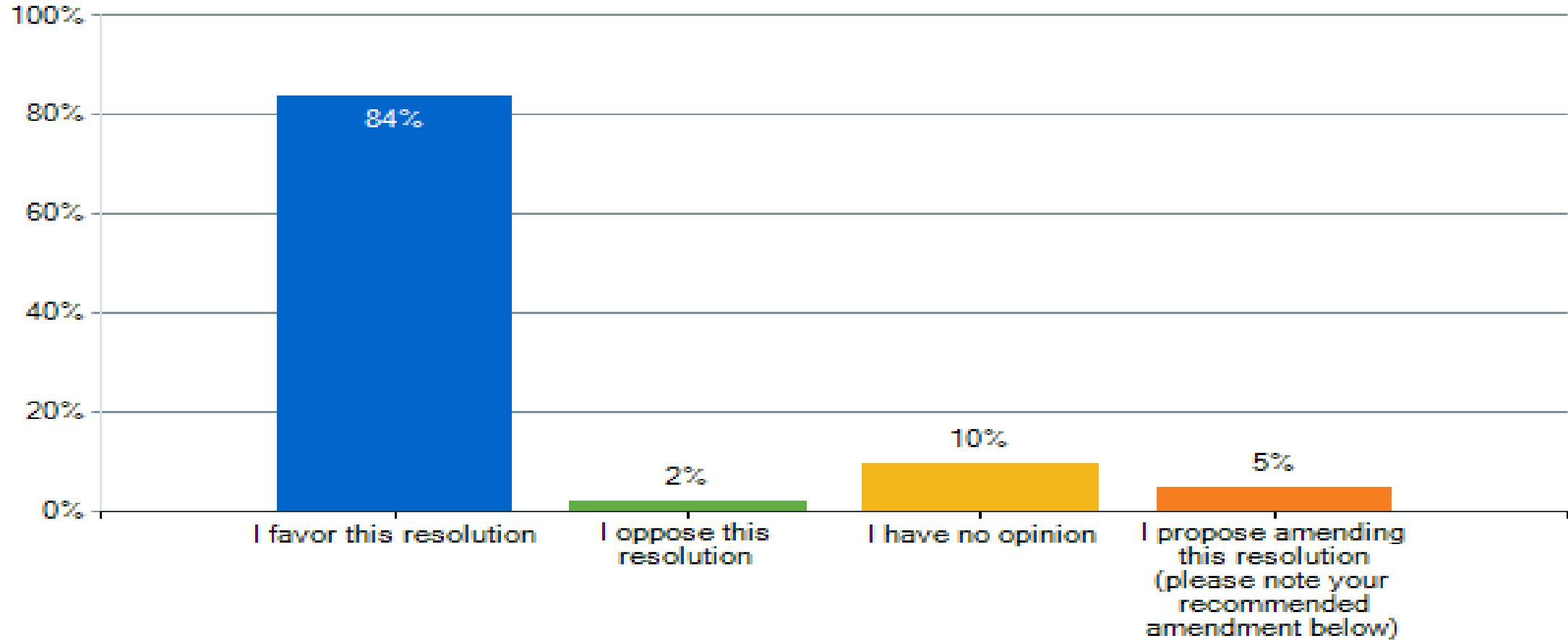
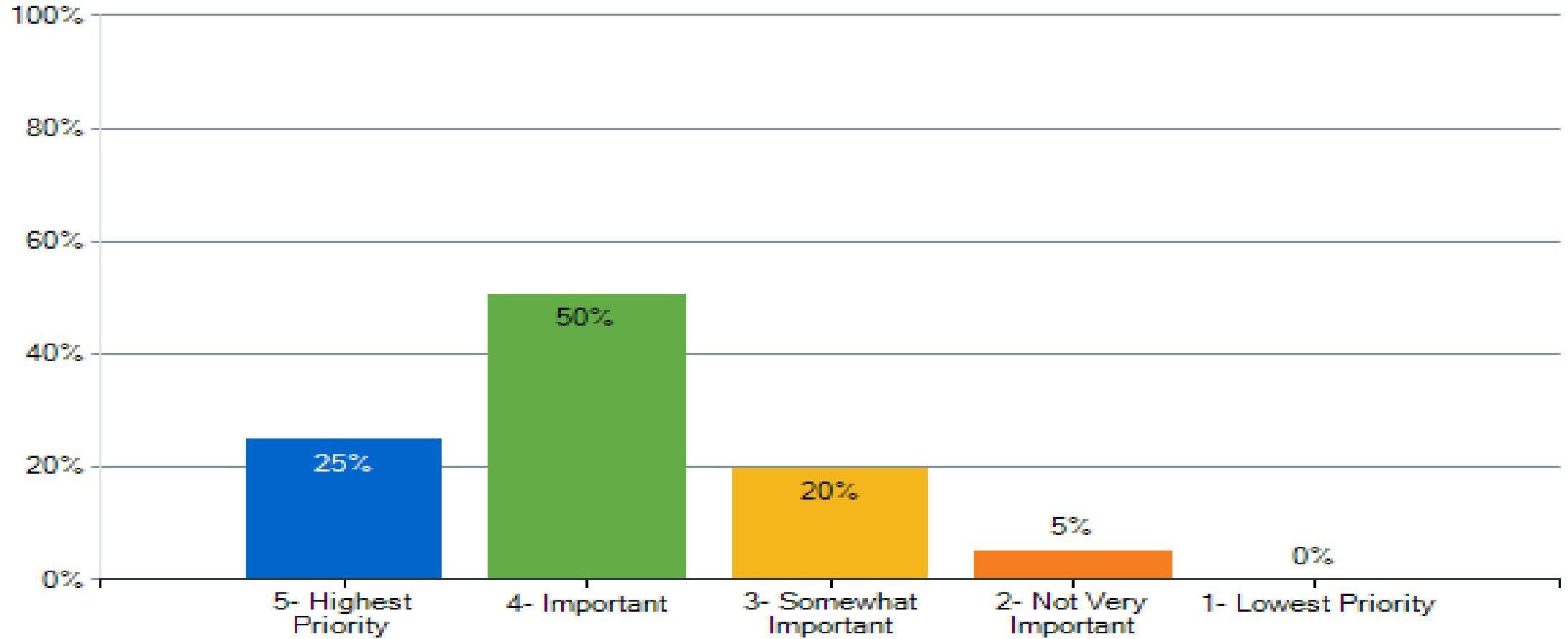


Integrity of Medical Records in Litigation



104 responses

Please indicate your view of this resolution as an ISMS priority.



104 responses

Q1. Comments

SR No.	Response No.	Response Text
1	4	This is a critically important resolution that should require the highest priority! Many plaintiff medical malpractice attorneys are now redacting medical record entries that they feel will prejudice the potential jurors and therefore have a profound impact on the defense of a case during discovery. These entries included , but are not limited to, facts surrounding psychological and psychiatric medical conditions and treatment, substance abuse conditions and treatment, patients non compliance with recommendations for testing and treatment This has to STOP! A true defense of a medical claim requires all relevant facts be included in the deliberations.
2	7	Integrity of Medical Records has never been more of an oxymoron then now. With all the "auto population", "cut and paste," and outright fabrication of notes the medical records need to be looked at with a heightened sense of awareness. Working with a law firm and doing chart review after a maloccurrence/ malpractice happens, it is embarrassing the gross misinformation I have found in the chart suggesting complete incompetence of the physicians and healthcare providers involved. Manipulation of the chart can only make the absurdity of the medical record more extreme. The EHR has been an embarrassment , milestone around the neck of health professionals, an aid to administrators needing work to do, and a boon to law firms looking to make healthcare providers look ridiculous . 12 years after HITECH the EHR remains a booby trap in which patients and doctors are destroyed while enriching lawyer, administrators, and insurance companies.
3	15	I'm not sure that judges are frequently altering documents that have been supplied. I agree that chain of custody need not apply for hospital based information unless source accuracy is in question.
4	33	Every bit of extra security means more clicks. More wasting of my life. I am not ignorant of the risks. That said, this doctor is burning out fast, and this won't help that.
5	50	Does this include psychiatric records? I think this probably intended to protect doctors in malpractice and criminal cases,but the resolutions seem broader than that. Medical records could be used in other types of cases.
6	67	Resolves 1 and 2 should be separate Resolutions. The integrity of the hospital laboratory test is a different subject entirely from whether or not the medical record must be accepted 'in its entirety" without withholding any items such as psychiatric consultation reports which are "clinical information contained in the medical record" but are customarily treated as confidential to the patient.
7	103	Agree
8	119	This is an important issue. I suggest splitting the first two resolutions into two resolutions.
9	494	Grammatical amendment as below. This format does not allow for striketroughs, so I have done the corrections and pasted them into the box.
10	1,266	agree
11	1,921	I am not clear as to the implications of the first resolved though the others i like. I expect the first resolve is beyond our expertise.
12	1,959	I need clarification of what the current practice is.
13	2,201	This would be greatly improved by promoting a Medical Board which is empowered to approve or dismiss malpractice lawsuits proceeding to litigation.
14	2,200	While my bias was not to interfere before reading, I find the resolution compelling.
15	2,214	This is a much needed provision.

16	4,001	A discussion of examples would help. I always think that the fall record should be viewed.
17	4,395	This seems reasonable. I wonder why this has become a problem.
18	4,600	I do not understand the problem or the resolution as a solution to the not understood problem. Maybe referral to a Council can prepare a concise, understandable substitute resolution.

Q2. Integrity of Medical Records in Litigation

SR No.	Response No.	Response Text
1	50	Other (Please specify) : If the intention is to protect doctors from something being left out,that could be clarified
2	67	Other (Please specify) :
3	494	Other (Please specify) : RESOLVED, that the trial court judge accept (or reject) properly subpoenaed and certified medical records in their entirety and not redact nor alter any clinical or laboratory information contained in the medical records from the trier of fact in civil and criminal litigation; and be it further...
4	521	Other (Please specify) : I disagree with eliminating the chain-of-command requirement
5	1,921	Other (Please specify) : need legal interpretation and case examples for first resolve - otherwise delete