

### **210.235 Confidential nature of records.**

All applications and requests for admission and release, and all certifications, records, and reports of the Cabinet for Health and Family Services which directly or indirectly identify a patient or former patient or a person whose hospitalization has been sought, shall be kept confidential and shall not be disclosed by any person, except insofar as:

- (1) The person identified or his guardian, if any, shall consent; or
- (2) Disclosure may be necessary to carry out the provisions of the Kentucky Revised Statutes, and the rules and regulations of cabinets and agencies of the Commonwealth of Kentucky; or
- (3) Disclosure may be necessary to comply with the official inquiries of the departments and agencies of the United States government; or
- (4) A court may direct upon its determination that disclosure is necessary for the conduct of proceedings before it and failure to make such disclosure would be contrary to the public interest. Nothing in this section shall preclude the disclosure, upon proper inquiry of the family or friends of a patient, of information as to the medical condition of the patient.

**Effective:** June 20, 2005

**History:** Amended 2005 Ky. Acts ch. 99, sec. 317, effective June 20, 2005. -- Amended 1998 Ky. Acts ch. 426, sec. 262, effective July 15, 1998. -- Amended 1974 Ky. Acts ch. 74, Art. VI, sec. 107(1) and (9). -- Created 1954 Ky. Acts ch. 12, sec. 1, effective July 1, 1954.