

**McLaren Print System Order**

**Order No: 50727 Reprint Previous Order No: 7611**  
**Order Date: 2019-12-02**  
**User: shirley liddell**  
**Phone: 810-342-5333**

**Ship Location: McLaren OakBridge Center PHP - Shirley Liddell**  
**4448 Oakbridge**  
**FLINT, MI 48532**

**Forms**

**Quantity: 500**  
**Paragon Dept No: 43560**  
**Dept Name: McLaren OakBridge Center PHP**  
**Company Number: 60**

**Order Total Price: 24.90**

**Item Number: M-17016**  
**Item Description: Flint Michigan Mental Health Code State of Michigan**  
**Revision Date: 2/2003**  
**Print: 2 sided black and white**  
**Paper: 20# White Text**  
**Size: 8.5 x 11**  
**Fold:**  
**Finish: None**  
**Drill: 5 Hole Top**  
**Misc Info:**

**McLaren Flint**  
**FLINT, MICHIGAN MENTAL HEALTH CODE, STATE OF MICHIGAN**  
**(ACT 268 OF PUBLIC ACTS OF 1974, SECTION 148 as amended)**

**300.148 CONFIDENTIALITY**

Sec. 148. (1) Information in the record of a recipient, and other information acquired in the course of providing mental health services to a recipient, shall be kept confidential and shall not be open to public inspection. The information may be disclosed outside the department, community mental health services program, licensed facility, or contract provider, whichever is the holder of the record, only in the circumstances and under the conditions set forth in this section or section 148a.

(2) If information made confidential by this section is disclosed, the identity of the individual to whom it pertains shall be protected and shall not be disclosed unless it is germane to the authorized purpose for which disclosure was sought and, when practicable, no other information shall be disclosed unless it is germane to the authorized purpose for which disclosure was sought.

(3) An individual receiving information made confidential by this section shall disclose the information to others only to the extent consistent with the authorized purpose for which the information was obtained.

(4) For cases record entries made subsequent to March 20, 1996, information made confidential by this section shall be disclosed to an adult recipient, upon the recipient's request, if the recipient does not have a guardian and has not been adjudicated legally incompetent. The holder of the record shall comply with the adult recipient's request for disclosure as expeditiously as possible but in no event later than the earlier of 30 days after receipt of the request or, if the recipient is receiving treatment from the holder of the record, before the recipient is released from treatment.

(5) Except as otherwise provided in this section or section 148a, when requested, information made confidential by this section shall be disclosed only under 1 or more of the following circumstances:

- (a) Pursuant to an order or a subpoena of a court of record or a subpoena of the legislature, unless the information is privileged by law.
- (b) To a prosecuting attorney as necessary for the prosecuting attorney to participate in a proceeding governed by this act.
- (c) To an attorney for the recipient, with the consent of the recipient, the recipient's guardian with authority to consent, or the parent with legal and physical custody of a minor recipient.
- (d) If necessary in order to comply with another provision of law.
- (e) To the department if the information is necessary in order for the department to discharge a responsibility placed upon it by law.
- (f) To the office of the auditor general if the information is necessary for that office to discharge its constitutional responsibility.
- (g) To a surviving spouse of the recipient or, if there is no surviving spouse, to the individual or individuals most closely related to the deceased recipient within the third degree of consanguinity as defined in and law, for the purpose of applying for and receiving benefits.

(6) Except as otherwise provided in subsection (4), if consent is obtained from the recipient, the recipient's guardian with authority to consent, the parent with legal custody of a minor recipient, or the court-appointed personal representative or executor of the estate of a deceased recipient, information made confidential by this section may be disclosed to all of the following:

- (a) A provider of mental health services to the recipient.
- (b) The recipient or his or her guardian or the parent of a minor recipient or another individual or agency unless in the written judgment of the holder the disclosure would be detrimental to the recipient or others.

(7) Information may be disclosed in the discretion of the holder of the record under 1 or more of the following circumstances:

- (a) As necessary in order for the recipient to apply for or receive benefits.
- (b) As necessary for the purpose of outside research, evaluation, accreditation, or statistical compilation. The individual who is the subject of the information shall not be identified in the disclosed information unless the identification is essential in order to achieve the purpose for which the information is sought or if preventing the identification would clearly be impractical, but not if the subject of the information is likely to be harmed by the identification.
- (c) To a provider of mental or other health services or a public agency, if there is a compelling need to disclose based upon a substantial probability of harm to the recipient or other individuals.

