

**2023 -- H 5676 SUBSTITUTE A**

LC001351/SUB A

**STATE OF RHODE ISLAND**

**IN GENERAL ASSEMBLY**

**JANUARY SESSION, A.D. 2023**

**A N A C T**

**RELATING TO HEALTH AND SAFETY -- RETENTION OF X-RAYS**

Introduced By: Representatives Fogarty, Shallcross Smith, Tanzi, Hull, J. Lombardi,  
Bennett, Morales, Marszalkowski, Carson, and Cotter

Date Introduced: February 17, 2023

Referred To: House Health & Human Services

It is enacted by the General Assembly as follows:

1           SECTION 1. Section 23-4.9-1 of the General Laws in Chapter 23-4.9 entitled "Retention  
2 of X-Rays" is hereby amended to read as follows:

3           **23-4.9-1. Retention of x-rays by health care providers.**

4           Every physician, surgeon, hospital, health maintenance organization, or any other health  
5 care facility or provider that takes a mammography x-ray of any individual within this state shall  
6 keep and maintain that mammography x-ray for the ~~life of the individual. Provided, further,~~  
7 ~~however, that any mammography x ray may be destroyed if the individual has had no contact with~~  
8 ~~the physician, surgeon, hospital, health maintenance organization, or other health care facility or~~  
9 ~~provider for a period exceeding fifteen (15) years~~ period required by the United States Food and  
10 Drug Administration.

11           SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF  
A N A C T  
RELATING TO HEALTH AND SAFETY -- RETENTION OF X-RAYS

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1           This act would amend the retention of x-ray statute by eliminating retention for the life of  
2 the individual to retention for whatever period is required by the United States Food and Drug  
3 Administration.

4           This act would take effect upon passage.

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