Evidence; privileged communications

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Evidence

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Evidence; privileged communications

Under existing law, confidential communications between a patient and doctor are privileged. Chapter 449, however, mandates that there is no privilege for written medical or hospital records regarding a patient's condition when such condition is an element of a claim or defense in any proceeding. Furthermore, written medical or hospital records requested by the patient, or by any authorized investigator of the board of medical examiners in the course of an investigation, are not privileged.

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