

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
LAW DIVISION

**GENERAL ADMINISTRATIVE ORDER 03-3
PROTECTIVE ORDERS UNDER HIPAA**

Effective immediately, pursuant to the passage of the Health Insurance Portability and Accountability Act of 1996 (HIPAA) (see Pub. L. 104-191 110 Stat 1936), the following procedure is instituted:

A. New Cases

- 1.) Authorization to obtain medical records at the commencement of litigation shall be supplied on or before the initial case management conference, or
- 2.) An order should be entered at the initial case management conference which must contain protective language requiring:
 - i.. Medical records shall be used solely for litigation.
 - ii. Medical records shall be either destroyed or returned to the provider at the end of the litigation.

B. Pending Litigation

- 1.) Consent for medical records shall be supplied upon request and orders requiring production of medical records shall contain the protective language specified above in section 2(i and ii).

IT IS HEREBY ORDERED that this Order is effective _____, and will be spread upon the records of this court.

Dated at Chicago, Illinois this

ENTER: _____

WILLIAM D. MADDUX
Presiding Judge
Law Division