

IN THE SUPREME COURT  
OF THE  
STATE OF SOUTH DAKOTA

\* \* \* \*

IN THE MATTER OF THE ADOPTION )  
OF A NEW RULE RELATING TO ) RULE 10-07  
MEDICAL PRIVACY )  
)

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A hearing was held on August 26, 2010, at Pierre, South Dakota, relating to the adoption of a new rule relating to medical privacy, and the Court having considered the proposed adoption, the correspondence and oral presentations relating thereto and being fully advised in the premises, now, therefore, it is

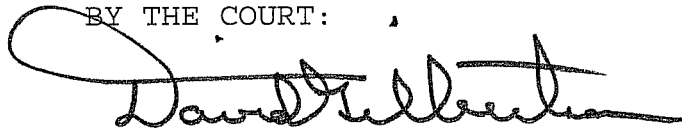
ORDERED that the adoption of a new rule relating to medical privacy, be and it is hereby adopted to read in its entirety as follows:

Medical Privacy. The production of a record of a health care provider, whether in litigation or a claim, does not waive any privilege which exists with respect to the record, other than for use in the litigation or claim in which it is produced. Any person or entity receiving such a record may not reproduce, distribute, or use it for any purpose other than the litigation or claim for which it is produced.

IT IS FURTHER ORDERED that the rule shall become effective October 1, 2010.

DATED at Pierre, South Dakota, this 30th day of August, 2010.

BY THE COURT:



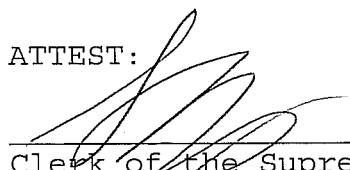
David Gilbertson, Chief Justice

SUPREME COURT  
STATE OF SOUTH DAKOTA  
FILED

AUG 30 2010

  
Clerk

ATTEST:

  
\_\_\_\_\_  
Clerk of the Supreme Court  
(SEAL)