



## Minnesota Health Care Programs (MHCP) MHCP Providers

Dec. 30, 2025

### Minnesota Health Care Programs (MHCP) providers required to provide electronic health record access to State Medical Review Team (SMRT)

The Minnesota Legislature passed a provision during the 2025 Minnesota Legislative Session that requires MHCP providers with electronic medical records to allow SMRT access to and use of those records to support more efficient disability determinations.

#### Key statute details

- [Minnesota Statutes, 256.01, subdivision 29](#) established the requirement effective May 24, 2025.
- MHCP providers are required to accept electronically signed authorizations submitted by SMRT to release medical records.

We mailed providers a letter via the U.S. Postal Service regarding this statutory requirement. The requirement builds on existing requirements found in the [Fee-for-Service \(FFS\) only or FFS and Managed Care Organization In-Network Provider Agreement \(DHS-4138\) \(PDF\)](#), requiring providers to:

*“Comply with all federal and state statutes and rules relating to the delivery of services to individuals and to the submission of claims for such services.”*

The existing language in the DHS-4138 provider agreement allows the SMRT to obtain access to electronic health records without requiring a separate contract with individual MHCP providers.

#### Attestation for use of records with valid authorization

SMRT seeks data according to the valid authorization where the member has specifically requested the disclosure of all health information to SMRT. A valid authorization does not require an attestation under Code of Federal

Regulations, title 45, section 164.509. Refer to [Code of Federal Regulations, title 45, section 164.509](#). A valid authorization is sufficient on its own for providers to disclose health information to the State Medical Review Team.

### **Your next steps**

- Ensure your organization's electronic medical record system supports secure access for SMRT when requested.
- Be prepared to accept electronically signed authorizations from SMRT for the release of medical records.
- Review your processes to ensure compliance with this statutory requirement.

### **Who to contact**

Call the State Medical Review Team at 651-431-2493 if you have questions or want more information about the statute or implementation process.

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