Records Retention / Disposition Authorization

 Read instructions provided on pages 2-3 before completing. 	1. RDA # 2. Record Series Title114Living Healthy Community Clinic Patient Files		
• In accordance with Wis. Stat. § 16.61, this form must be	3. RDA Status (Check One): 🛛 New 🗌 Amended 🗌 Renewal		
completed and approved by the Agency and the Public Records Board (PRB) within one year of creation of the	4. Agency #: 285F 5. Unit #:		
records series and prior to disposition of any public record.	6. Agency Name		
Agency Records Officer: Forward original to the PRB. Maintain an agency copy during the PRB review process.	University of Wisconsin Oshkosh		
Division Name	Subdivision Name		
College of Nursing	Living Healthy Community Clinic		
7. Record Series Year of Creation 8. Medium for Records Storage 1986 Electronic/Digital Microfo			
9. Retention Time Period - Specify Actual Period	10. Event that Initiates the Start of the Retention Time Period (Check One)		
Yrs Mo Wks Days Permanent*	Creation Fiscal Other (Specify)		
10	\Box (CR) \Box (FIS) \boxtimes Patient's last visit		
*If selecting Permanent, cite supporting statute, code, other	legal authority, or sufficient justification in Box 12, Record Series Description.		
11. Disposition (Check One): □ Destroy ⊠ Destroy □ Transfer - Other Location (Specify):	oy Confidential Transfer - State Archives (WHS) Transfer - UW Archives		

12. Records Series Description

Records created by Living Healthy Community Clinic, a University-sponsored program that provided confidential, costeffective medical care to underinsured people with high deductibles and uninsured people who did not have the money to pay for traditional healthcare.

The records may include, but are not limited to, medical questionnaires or histories, visit, encounter or telephone notes, results of medical examinations, laboratory tests, medical opinions, diagnoses, progress notes, and recommendations, first aid records, descriptions of treatments and prescriptions, collateral information received from other institutions used for the purpose of treatment, correspondence, consent forms, notices of privacy practices and disclosures.

In December 2017, the Living Health Clinic closed. Records were offered via direct and public communications (including via a class 3 notice) to allow patients to obtain their records. RDA created to allow for eventual destruction of all records not retrieved by patients.

These records are considered confidential under 45 CFR §160 and §164 (HIPAA) and Wis. Stat. § 146.82 (2015-2016).

13. Records Con	tain Personally Identifiable Informat	ion (PII):	14. PII Registry Ex	kemptions ⊠ No	(Check YES if PII is exempted):
15. Name of Ager	ncy 🗌 Program Contact or	Records Officer:	Joshua Ranger		
Telephone:	920-424-0828	Email ranger@u	uwosh.edu		
16. Records Serie	es Contains Content that is Confide	ntial or Access is P	rotected:	🛛 Yes	No
If yes, enter State	ute/Code/ or explain other Legal Author	ority in Box 12, Recor	d Series Description.		
17. APPROVAL S	BIGNATURES				
Agency Official	Date (mm/dd/ccyy)	Agency Records Office	ər	Date (mm/dd/ccyy)
	Date (S BOARD APPROVAL – Authorization that no records are destroyed if litigati	n is contingent on res	strictions to record destru	uction cont	ained in Wis. Stat. § 19.35(5), (Open
	S BOARD APPROVAL – Authorization that no records are destroyed if litigation	n is contingent on res	strictions to record destru	uction cont nenced or i	ained in Wis. Stat. § 19.35(5), (Open

INSTRUCTIONS: Records Retention/Disposition Authorization

1. Retention/Disposition Authorization (RDA) #:

Prior to submission to the Public Records Board (PRB) for approval, every RDA must have a unique, sequential number. Agency Records Officers assign this number which is subject to PRB approval.

- The Records Officer must review past RDAs and then assign a number to new RDAs which has never been used.
- A suffix is not used for most records series. It is an optional alphabetical character that may be added to the end of the RDA number when used to indicate different retention periods, media, or dispositions for all or portions of the same records series.
- 2. **Records Series Title:** Assign a descriptive title to the records series. Be certain that agency employees will be able to accurately identify the records series from its title. Do not use abbreviations or acronyms.
- 3. RDA Status: Check only one box:
 - NEW: Request for approval of an RDA with a number that has never been submitted to the PRB. In # 12, provide the reason for the creation of the RDA, for example: program re-organization, records identified during agency review, or brand new records being created.
 - AMENDED: Request for approval of a change to an RDA that previously was approved by the PRB. Any revision to an RDA triggers amended status. Use existing RDA number.
 - RENEWAL: The RDA has sunset and is being renewed without amendments. RDA's automatically sunset every 10 years, per Wis. Stat. § 16.61(4)(c). Use existing RDA number.
- 4. Agency #: Use the following:
 - State Agency: Use the three-digit agency appropriation code assigned by Wis. Stat. § 20.005.
 - University of Wisconsin: Use the three-digit statutory code (285) together with the alphabetical code assigned to the institution.
 - Local Units of Government, Other Entities: Please contact PRB Staff.
 - **Board/Commission**: The Records Officer may assign an additional alphabetical character to autonomous entities that are attached to an agency.
- 5. Unit #: Use the following:
 - Indicate the business unit # which has ownership and financial responsibility for records in this series if applicable.
 - University of Wisconsin: Use the 6-digit UDDS # that the UW uses for accounting and budgetary purposes.

6. Agency Name:

- Identify the entity that has legal custody of the records, using correct names. Do not use acronyms or abbreviations.
- Identify the division and/or subdivision that creates and receives the records. Do not use acronyms or abbreviations.
- 7. Records Series Year of Creation: This is the year the agency first began creating or receiving records in this series. If the precise year is unknown, then provide an estimate.
- 8. *Medium for Records Storage:* Indicate all the media on which the records are stored such as paper, electronic/digital, microform, or other, e.g., audio, film, or video.
- 9. Retention Time Period: SPECIFY AN ACTUAL TIME PERIOD. Enter the number of years, months, weeks, or check "Permanent" to indicate period of time for retaining the records. "Permanent" means that the records need to be maintained permanently by the creating agency. See the <u>Guidelines for the Permanent Retention of Records</u>.
 - In # 12, provide specific justification to the PRB for the proposed retention time period. Examples of appropriate justification include, but are not limited to: citation of controlling statutes or administrative rules, consistency with related retention schedules, audit or fiscal requirements, or end of business need.
 - If a retention time period is required by law, cite the relevant statute, administrative rule, or other legal authority in #12.

- 10. Event: Use this field to indicate the specific event that must occur in order to initiate the retention time period. Identify this event by checking one of the boxes listed:
 - CR: If creation of the record initiates the retention time period, mark the checkbox "CR."
 - FIS: If the retention time period is initiated by the end of a fiscal year, mark the checkbox "FIS." These records must be kept through the end of the Fiscal Year.
 - Other (Specify): If a specific event other than "CR" or "FIS" initiates the retention time period, mark the checkbox "Other (Specify)". You must also state the event. You may provide a detailed description of the event within the Records Series Description in #10 if more space is needed.
- 11. Disposition: Check the appropriate box to indicate disposition of the records after the retention time period has expired. Only one disposition may be checked. Mark as "Destroy Confidential" if the record series contains personally identifiable information (PII, see # 13, below), or the record's access is restricted by law (see # 16, below). If a record series is marked as "Destroy Confidential," then the record destruction shall comply with all relevant legal requirements.

12. Records Series Description:

- The description is the most important section of the RDA. It informs the PRB, and others who are unfamiliar with the records series, what information is contained in the series, the business purpose for the information, and the reasons why the series was created and/or received by the agency.
- May include relevant statutory, rule citations, or other legal authority in order to clarify the content of the records and the authorization to create them. Additional information may be included as needed for employees to manage the records, such as providing guidance regarding who is custodian of the records within the series or conditions that must be met prior to disposition, as well as the relationship to any other record series.
- If requesting approval of a <u>NEW</u> RDA, provide the reason for the creation of the RDA, for example: program re-organization, records identified during agency review, or brand new records being created.
- "Record series" is defined by Wis. Stat. § 16.61(2)(c).
- 13. Records Contain Personally Identifiable Information: Wisconsin law requires authorities to specifically identify records series that contain personally identifiable information (PII). PII is defined in Wis. Stat. §19.62(5) as information that can be associated with a particular individual through one or more identifiers or other information or circumstances. Examples of PII include, but are not limited to, a person's name plus social security number or driver's license number. If the records associated with this RDA must be destroyed confidentially due to PII content, check yes. Check yes even if some, but not all, of the records included in the RDA contain PII. If YES, complete #12. If NO, do not complete #14.

STATE OF WISCONSIN DEPARTMENT OF ADMINISTRATION Public Records Board PRB-001 (R09/2016) Page 3 of 3

14. Personally Identifiable Registry:

Pursuant to Wis. Stat. § 16.61(3)(u), the Public Records Board shall create a registry describing records that contain PII. The law specifies that records containing the following information shall not be included in the Registry:

a. Any records series that contains the results of a matching program, as defined in Wis. Stat. § 19.62(3), if the state agency using the records series destroys the records series within one year after the records series was created;

- b. Mailing lists;
- c. Telephone directories;

d. Records series pertaining exclusively to employees of a state agency;

e. Records series specified by the board that contain personally identifiable information incidental to the primary purpose for which the records series was created, such as the name of a salesperson or a vendor in a records series of purchase orders; and,

f. Records series relating to procurement or budgeting by a state agency.

If the records associated with this RDA are derived from any of the information stated immediately above in a. through f., check YES in #14.

Note: When # 14 is checked YES, the information in this RDA will be excluded from the PII Registry. When checked NO, the information in this RDA will be included in the PII Registry.

- **15.** Agency Program Contact or Records Officer: Provide the name, telephone number and email address for the agency's statutorily-designated Records Officer or other program contact, who may be contacted for further information regarding the record series.
- 16. Records Series is Confidential or Access is Limited:
 - Check "yes" only if a specific statute, administrative rule, or other legal authority requires that all, or some, information in the record series be kept confidential or protected from public access. If "yes" is checked, identify the relevant statute, code, or other legal authority in #12.
 - Some, but not all, personally identifiable information (PII) is confidential. At the same time, records that do not contain PII may be required by law to be kept confidential or have limited access.
 - For purposes of record retention and destruction, Wisconsin's Public Records Law and related statutes govern public access to records including certain confidentiality provisions.
- 17. Approval Signatures: The Agency Records Officer, and at least one other agency official, such as the Agency Program Manager, Risk Manager, Legal Counsel, and/or the Legal Custodian of Records, must review, approve, and sign the RDA before submitting it to the PRB for approval. Prior to implementation, PRB approval and signature by the State Archivist are both required.

Contact information: for records management training and assistance, please contact the Wisconsin Department of Administration, Records Management Section, by telephone at: (608) 266-2995. Many records management resources are available at the Public Records Board website:

http://publicrecordsboard.wi.gov

Here are three helpful documents:

- a. Statewide General Records Schedules
- b. Wis. Admin. Code ch. Admin 12
- c. <u>Records Management Fact Sheets</u>