



AUDIO/VIDEO RECORDING POLICY

The purpose of this policy is to define the limitations and use of audio/video recording devices in Orthopedic Associates of Lancaster (OAL) patient exam rooms.

POLICY GUIDELINES

1. Pennsylvania's Wiretapping and Electronic Surveillance Act (18 Pa.C.S. §5701), is a "two-party consent" law, deeming it illegal to make a recording without the permission of all parties to the conversation. In the health care setting, both patient and provider must consent before the patient or patient representative may utilize audio/video recording devices during a medical office visit.
2. All patients will be required to acknowledge receipt of OAL's Audio/Video Recording Policy during their initial check-in and completion of the Voluntary Consent to Treatment form. Patients that would like to record their conversation with the provider must notify OAL of their request and complete the Consent to Audio/Video Recording form. The provider will counter-sign the form and either accept or decline the patient's request to record the office visit. The fully executed form will be permanently maintained as part of the patient's legal medical record.
3. Recordings by patients or visitors must be obtained in such a way as to avoid capturing information related to other patients (e.g., information on white boards or the identities of individuals in waiting rooms).
4. In no case may recordings be obtained when doing so may interfere with the provision of care. Providers are authorized to notify the patient or patient representative to discontinue recording if it becomes a disruption to patient treatment.
5. If the provider is aware of any inappropriate attempt by the patient or patient representative to utilize recording devices without the required consent, reasonable steps must be taken to ensure that no audio/video recording is performed until all policy protocols are followed. Individuals that violate OAL's Audio/Video Recording Policy could be subject to termination by the practice, as well as, criminal and/or civil prosecution.