

EXAMPLES OF PROFESSIONAL MISCONDUCT: *RECORD KEEPING*

Introduction

This information is based on nationally-accepted standards of practice and applies to MTAM Members. This information is reviewed annually and subject to change. Last revised: 10/2016

Definition

Professional misconduct is an act or omission that is in breach of the accepted ethical and professional standards of practice.

Details

The following are acts of professional misconduct regarding record keeping practices:

- Failing to keep records as required.
- Falsifying a record relating to the massage therapist's practice.
- Failing to provide, without reasonable cause, a report or certificate relating to an examination or treatment performed by the massage therapist, within a reasonable time, to the patient, or the patient's representative after such a request.
- Signing or issuing, in the massage therapist's professional capacity, a document that the massage therapist knows contains a false or misleading statement.
- Allowing any person to examine a patient health record, or giving any information, copy or item from a patient health record to any person except as required or allowed by law.
- Failing to provide information from a patient health record for which the massage therapist has primary responsibility, as allowed or required by law.
- Failing to arrange with a patient for the transfer of the patient's records in the care of the massage therapist when the massage therapist retires from practice, changes office locations and the patient requests that the records be transferred, or when otherwise requested by the patient.