
DIGEST

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Amedee

SB No. 27

Present law provides that a patient or his legal representative shall have the right to obtain copies of the patient's medical records from a health care provider and for the fees which may be charged to the patient for a copy of those records.

Proposed law provides that the charges provided for in present law shall be the only charges applied by the healthcare provider for the production of healthcare records.

Proposed law provides that a person or entity otherwise subject to the provisions of proposed law who provides medical records to a nonprofit organization assisting with social security or medicaid applications may waive or charge an amount less than the maximum charges set forth in R.S. 40:1299.96(A)(2)(b)(i).

Effective August 15, 2011.

(Amends R.S. 40:1299.96(A)(2)(b)(i) and (C))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Health and Welfare to the original bill.

1. Replaces provisions of present law which provide for the class of persons who may request healthcare records.
2. Adds provisions which require that the charges set forth in present law shall be the only charges applied to persons and legal entities duly authorized by the patient to obtain a copy of their medical records.
3. Adds provision which states that the provisions do not authorize the violation of HIPPA.

Senate Floor Amendments to engrossed bill.

1. Deletes language stating that the provisions of proposed law shall not authorize the violation of the provisions of HIPPA

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Civil Law and Procedure to the reengrossed bill.

1. Added provision authorizing the waiver or reduction of fees paid by certain nonprofit organizations.