

**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **HB 687** HLS 12RS 1273

Bill Text Version: **REENGROSSED**

Opp. Chamb. Action: **w/ SEN COMM AMD**

Proposed Amd.:

Sub. Bill For.:

<b>Date:</b> May 23, 2012 5:21 PM	<b>Author:</b> GREENE
<b>Dept./Agy.:</b> Department of Health & Hospitals	<b>Analyst:</b> Jennifer Katzman
<b>Subject:</b> Health Care Provider Charges for Health Records	

HEALTH CARE/RECORDS

RE1 GF EX See Note

Page 1 of 1

Provides relative to health care provider charges for health records

Proposed law provides that a health care provider shall be provided with written notice of any violation of current law regarding the provision of and fees associated with medical records, and shall be given fifteen days to correct the violation. Notice of the violation shall be sent to the contact information provided by the health care provider, or if none is specifically provided, to the health care provider's custodian of medical records. If the violation is not corrected within fifteen days of receipt of notice, proposed law establishes a civil penalty for each violation.

<b>EXPENDITURES</b>	<b>2012-13</b>	<b>2013-14</b>	<b>2014-15</b>	<b>2015-16</b>	<b>2016-17</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	SEE BELOW					
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b><u>\$0</u></b>
<b>Annual Total</b>						
<b>REVENUES</b>	<b>2012-13</b>	<b>2013-14</b>	<b>2014-15</b>	<b>2015-16</b>	<b>2016-17</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b><u>\$0</u></b>
<b>Annual Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**EXPENDITURE EXPLANATION**

Under current law, health care providers are required to provide copies of medical records to the requesting parties included under R.S. 40:1299.96(A)(2)(b). There is no anticipated change in the number of medical records requests. Under the proposed legislation, should any state or local health care facility violate the current statute regarding the provision of medical records, its expenditures would increase by \$500 per violation as a civil penalty plus attorney fees and costs to be paid to the requestor of the medical records at the discretion of the court.

**REVENUE EXPLANATION**

There is no anticipated direct material effect on governmental revenues as a result of this measure.

<u>Senate</u>	<u>Dual Referral Rules</u>	<u>House</u>	<i>H. Gordon Monk</i>
<input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}		<input type="checkbox"/> 6.8(F)1 >= \$500,000 Annual Fiscal Cost {S}	
<input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H}		<input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}	<b>H. Gordon Monk Legislative Fiscal Officer</b>