

Regular Session, 2012

HOUSE BILL NO. 687

BY REPRESENTATIVE GREENE

1 AN ACT

2 To enact R.S. 40:1299.96(A)(2)(b)(iii), relative to health care information; to provide notice;
3 to provide for civil liability for noncompliance; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 40:1299.96(A)(2)(b)(iii) is hereby enacted to read as follows:

6 §1299.96. Health care information; records

7 A.

8 * * *

9 (2)

10 * * *

11 (b)

12 * * *

13 (iii) A health care provider shall be provided with written notice of any
14 violation of Items (i) or (ii) of this Subparagraph and shall be given three days to
15 correct the noticed violation. If the violation is based on a written communication
16 from the health care provider or its agent, and the written communication includes
17 contact information with a physical address for receipt of notices, the notice shall be
18 sent by certified mail or commercial carrier. If the violation is not based on a written
19 communication, or if no contact information, such as a physical address for receipt
20 of notices, is provided, the notice shall be sent by certified mail or commercial
21 carrier to the custodian of medical records of the health care provider. If the
22 violation is not corrected within fifteen days of receipt of the certified mail or the
23 commercial carrier notice, any violation of Items (i) or (ii) of this Subparagraph shall

