



LEGISLATIVE FISCAL OFFICE
Fiscal Note

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

Bill Text Version: **ENROLLED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: June 4, 2012	2:15 PM	Author: GREENE
Dept./Agy.: Department of Health & Hospitals		
Subject: Health Care Provider Charges for Health Records		Analyst: Jennifer Katzman

HEALTH CARE/RECORDS

EN GF EX See Note

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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.

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

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

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.

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