

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**

A Bill

SENATE BILL

4 **By: Senators Hoofman and Holiman**

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For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED 16-46-301 TO
9 INCLUDE THE MEDICAL RECORDS_ LIBRARIAN OF A COMPREHENSIVE
10 COMMUNITY MENTAL HEALTH CENTER IN THE DEFINITION OF
11 CUSTODIAN UNDER THE HOSPITAL RECORDS; AND FOR OTHER
12 PURPOSES."

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Subtitle

15 "TO INCLUDE THE MEDICAL RECORDS_ LIBRARIAN IN THE
16 DEFINITION OF CUSTODIAN UNDER THE HOSPITAL RECORDS."

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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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20 SECTION 1. Arkansas Code Annotated §16-46-301 is amended to read as
21 follows:

22 "§16-46-301. Definitions.

23 As used in this subchapter, unless the context otherwise requires:

24 (1) Records means hospital records or medical records and
25 includes an admitting form, discharge summary, history and physical, progress
26 notes, physicians' orders, reports of operations, recovery room records, lab
27 reports, consultation reports, medication records, nurses' notes, and other
28 reports catalogued and maintained by the hospital's medical record department.
29 However, records shall not mean and include X rays, electrocardiograms, and
30 similar graphic matter; and

31 (2) Custodian means the medical records' librarian and the
32 administrator or other chief officer of a duly licensed hospital or
33 comprehensive community mental health center in this state and its proprietor,
34 as well as their deputies and assistants, and any other persons who are
35 official custodians or depositories of records.

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SECTION 2. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 3. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 4. All laws and parts of laws in conflict with this act are hereby repealed.

