

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

A Bill

HOUSE BILL 1368

5 By: Representative Thyer
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For An Act To Be Entitled

9 AN ACT TO REMOVE AN AMBULANCE PROVIDER AS A PARTY
10 WHO MAY CHARGE A REASONABLE RETRIEVAL FEE FOR
11 STORED RECORDS; AND FOR OTHER PURPOSES.
12

Subtitle

13 AN ACT TO REMOVE AN AMBULANCE PROVIDER
14 AS A PARTY WHO MAY CHARGE A REASONABLE
15 RETRIEVAL FEE FOR STORED RECORDS.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 16-46-106(a)(1), concerning an individual's
22 right to access his or her medical records, is amended to read as follows:

23 16-46-106. Access to medical records.

24 (a)(1) In contemplation of, preparation for, or use in any legal
25 proceeding, any person who is or has been a patient of a doctor, hospital,
26 ambulance provider, medical health care provider, or other medical
27 institution shall be entitled to obtain access, personally or by and through
28 his or her attorney, to the information in his or her medical records, upon
29 request and with written patient authorization, and shall be furnished copies
30 of all medical records pertaining to his or her case upon the tender of the
31 expense of such copy or copies.

32 (2) Cost of each photocopy, excluding X rays, shall not exceed
33 one dollar (\$1.00) per page for the first five (5) pages and twenty-five
34 cents (~~+.25¢~~)(25¢) for each additional page, except that the minimum charge
35 shall be five dollars (\$5.00).
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(3) Provided, however, a reasonable retrieval fee for stored



1 records of a hospital ~~or an ambulance provider~~ may be added to the photocopy
2 charges.

3 (4) Provided, further, this section shall not prohibit
4 reasonable fees for narrative medical reports or medical review when
5 performed by the doctor or medical institution subject to the request.

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