1 State of Arkansas A Bill **ACT 274 OF 1993** 2 **79th General Assembly** SENATE BILL 311 3 Regular Session, 1993 By: Senators Hoofman and Holiman 6 For An Act To Be Entitled 7 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED 16-46-301 TO g INCLUDE THE MEDICAL RECORDS LIBRARIAN OF A COMPREHENSIVE 9 COMMUNITY MENTAL HEALTH CENTER IN THE DEFINITION OF 10 CUSTODIAN UNDER THE HOSPITAL RECORDS; AND FOR OTHER 11 PURPOSES." 12 13 Subtitle 14 15 "TO INCLUDE THE MEDICAL RECORDS LIBRARIAN IN THE DEFINITION OF CUSTODIAN UNDER THE HOSPITAL RECORDS." 17 18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 19 20 SECTION 1. Arkansas Code Annotated §16-46-301 is amended to read as 21 follows: "§16-46-301. Definitions. 22 As used in this subchapter, unless the context otherwise requires: 2.3 (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
 2 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
 3 Revision Commission shall incorporate the same in the Code.
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         SECTION 3. If any provision of this act or the application thereof to
 6 any person or circumstance is held invalid, such invalidity shall not affect
 7 other provisions or applications of the act which can be given effect without
 8 the invalid provision or application, and to this end the provisions of this
 9 act are declared to be severable.
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         SECTION 4. All laws and parts of laws in conflict with this act are
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12 hereby repealed.
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                                 APPROVED: 02/26/93
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