

2020 Regular Session

HOUSE BILL NO. 243

BY REPRESENTATIVE LYONS

HEALTH CARE/RECORDS: Exempts persons with disabilities from charges associated with obtaining medical records

1 AN ACT

2 To enact R.S. 40:1165.1(A)(2)(b)(iv), relative to medical records of patients with  
3 disabilities; to provide exemptions for persons with disabilities from certain costs  
4 associated with accessing medical records; to provide a definition; and to provide for  
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 40:1165.1(A)(2)(b)(iv) is hereby enacted to read as follows:

8 §1165.1. Healthcare information; records

9 A.

10 \* \* \*

11 (2)

12 \* \* \*

13 (b)

14 \* \* \*

15 (iv) No person with a disability shall be liable for costs provided in Items (i)  
16 and (ii) of this Subparagraph for the furnishing of medical records, including but not  
17 limited to paper form, digital format, patient X-rays, or other imaging media. For  
18 the purposes of this Item, "disability" shall have the meaning ascribed in 42 U.S.C.  
19 12102.

20 \* \* \*

---

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

---

HB 243 Original

2020 Regular Session

Lyons

**Abstract:** Provides persons with disabilities an exemption from incurring increased costs when obtaining medical records.

Present law provides that a patient or his legal representative shall have a right to obtain a copy of the patient's entire medical record. The healthcare provider shall furnish the patient's medical record in accordance with costs outlined in present law. A patient may obtain a copy of his medical record in the following forms: paper, digital format, X-rays, or other imaging media. Charges set forth by present law shall apply to all persons and legal entities authorized by the patient to obtain a copy of his medical records.

Proposed law retains present law but adds that a person with a disability shall not be liable for costs associated with obtaining copies of a patient's medical records. Proposed law further defines "disability" pursuant to present law.

(Adds R.S. 40:1165.1(A)(2)(b)(iv))