

MAINE STATE LEGISLATURE

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121st MAINE LEGISLATURE

FIRST REGULAR SESSION-2003

Legislative Document

No. 363

H.P. 283

House of Representatives, January 30, 2003

An Act to Ensure Patient Access to Medical Records

Reference to the Committee on Health and Human Services suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative MILLS of Farmington.

Cosponsored by Representatives: ADAMS of Portland, LERMAN of Augusta.

Be it enacted by the People of the State of Maine as follows:

2
4 **Sec. 1. 22 MRSA §1711, 5th ¶**, as amended by PL 1997, c. 793,
Pt. A, §1 and affected by §10, is further amended to read:

6 Reasonable costs incurred by the hospital in making and
8 providing copies of medical records and additions to medical
10 records, must be borne by the requesting person and the hospital
12 may require payment prior to responding to the request. The
14 charge for copies of records may not exceed \$10 for the first
16 page and 35¢ for each additional page.

18 **Sec. 2. 22 MRSA §1711-A**, as amended by PL 1997, c. 793, Pt.
20 A, §2, affected by PL 1999, c. 3, §§3 and 5 and affected by c.
22 512, Pt. A, §6, is further amended to read:

24 **§1711-A. Fees charged for records**

26 Whenever a health care practitioner defined in section
28 1711-B furnishes requested copies of a patient's treatment record
30 or a medical report or an addition to a treatment record or
32 medical report to the patient or the patient's authorized
34 representative, the charge for the copies or the report may not
 exceed the reasonable costs incurred by the health care
 practitioner in making and providing the copies or the report.
 The charge for copies of records may not exceed \$10 for the first
 page and 35¢ for each additional page.

SUMMARY

 This bill establishes the amount that a patient may be
 charged to obtain a copy of the patient's medical records. The
 bill also clarifies that a patient's authorized representative
 may receive medical records.