



Megan Byrnett

## *Bill Analysis*

Legislative Service Commission

### **H.B. 122**

127th General Assembly  
(As Introduced)

**Reps. Ujvagi, Dodd, Wagoner, Brown, Skindell, Stebelton, Strahorn, Okey,  
Yuko, Bolon**

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### **BILL SUMMARY**

- Requires a health care provider or medical records company to provide an authorized person with one copy of a patient's medical record without charge.
- Extends the time period during which the current fee structure for medical records fees is in effect.

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### **CONTENT AND OPERATION**

#### **Free copy of medical record**

Under current law, a health care provider or medical records company must provide one copy of a patient's medical record without charge to the following persons or entities:

- (1) The Ohio Bureau of Workers' Compensation;
- (2) The Ohio Industrial Commission;
- (3) The Ohio Department of Job and Family Services;
- (4) The Ohio Attorney General;

(5) A patient or patient's personal representative<sup>1</sup> if the medical record is necessary to support a Social Security disability claim or an application for Supplemental Security Income.

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<sup>1</sup> "Patient's personal representative" means a minor patient's parent or other person acting in loco parentis, a court-appointed guardian, a person with durable power of attorney for health care for a patient, the executor or administrator of the patient's estate, or the person

The bill adds "authorized person" to those entitled to the free copy. An "authorized person" is a person to whom the patient has given written authorization to act on the patient's behalf regarding the patient's medical record.<sup>2</sup>

The bill also requires a health care provider or medical records company to provide without charge to those discussed above one copy of any other records regarding treatment performed subsequently to the original request. The provider or company does not have to provide additional free copies of records already provided without charge.

**Fee schedule expiration date**

(R.C. 3701.741)

The fee schedule for medical records fees in current law is scheduled to expire on December 31, 2008. The bill extends this to December 31, 2010.

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**HISTORY**

ACTION	DATE
Introduced	03-21-07

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responsible for the patient's estate if it is not to be probated. "Patient's personal representative" does not include an insurer or health insuring corporation. (R.C. 3701.74, not in the bill.)

<sup>2</sup> R.C. 3701.74, not in the bill.