

BILL SUMMARY
1st Session of the 60th Legislature

Bill No.:	SB423
Version:	POLAMD1
Request Number:	
Author:	Rep. Caldwell (Chad)
Date:	4/8/2025
Impact:	\$0

Research Analysis

The policy committee amendment for SB 423 removes language that clarifies that the terms *covered entity* and *protected health information* will have the same meaning as provided under HIPAA.

SB 423 authorizes a health care provider or facility to impose a reasonable, cost-based fee when patients or their representatives request copies of medical records. Requests for medical records and bills from, ore directed to, attorneys, insurance companies, other third parties, and by way of subpoena will be charged a base fee of \$23 and a per page fee of \$0.67 per page for printed copies and \$0.40 per page for electronic copies. The charge for these records will in no event exceed \$270. If images or provided on a CD/DVD, the fee will be \$23 per CD/DVD or other electronic media. It will be unlawful for a covered entity to use or disclose protected health information except as authorized by HIPAA. Intentional violation of this will be deemed unprofessional conduct and be subject to license revocation and upon conviction, be guilty of a misdemeanor punishable with an up to \$1,000 fine. If the covered entity believes that a violation has or will occur in relation to requesting medical records, then the covered entity apply to a court of competent jurisdiction for relief.

Prepared By: Suzie Nahach, House Research Staff

Fiscal Analysis

SB 423 modifies the fee structure and fee limits for patients and third parties requesting copies of medical records. The changes provided by the measure are directed toward the healthcare industry and are not anticipated to have a direct fiscal impact on the state budget.

The amendment does not change the fiscal impact of the measure.

Prepared By: Alexandra Ladner, House Fiscal Staff

Other Considerations

None.