

Reprinted

SENATE FILE 258
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 120)

(P. 724)
Passed Senate, Date 3/20/95 Passed House, Date _____
Vote: Ayes 27 Nays 23 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the adoption of uniform fees to be charged an
2 attorney for duplicate health care provider records.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24

S.F. 258

1 Section 1. NEW SECTION. 135.12 HEALTH CARE PROVIDER
2 RECORDS -- CERTIFIED DUPLICATES -- FEES.

3 The Iowa department of public health shall adopt rules
4 prescribing uniform fees, based upon the actual cost of
5 duplication, that a health care provider may charge for
6 certified duplicate health care records requested by an
7 attorney to be admitted as evidence at a trial or hearing. As
8 used in this section, "health care provider" means a person
9 licensed to practice a profession pursuant to chapter 147, a
10 hospital licensed pursuant to chapter 135B, or a health care
11 facility licensed pursuant to chapter 135C. The rules adopted
12 may provide for an additional fee based upon the actual costs
13 for postage or other means of delivery and may provide for an
14 annual increase based upon the annual rate of inflation for
15 the preceding calendar year as determined by the consumer
16 price index published by the bureau of labor statistics of the
17 United States department of labor.

18 EXPLANATION

19 This bill directs the Iowa department of public health to
20 adopt rules prescribing uniform fees to be charged attorneys
21 for the duplication of health care provider records.

22
23
24
25
26
27
28
29
30
31
32
33
34
35

SENATE FILE 258

S-3138

- 1 Amend Senate File 258 as follows:
- 2 1. Page 1, line 5, by inserting after the word
- 3 "duplication" the following: "which includes but is
- 4 not limited to the cost of preparation of the record
- 5 for duplication".

By ELAINE SZYMONIAK

S-3138 FILED MARCH 20, 1995
ADOPTED

(p. 123)

SENATE FILE 258

S-3142

- 1 Amend Senate File 258 as follows:
- 2 1. Page 1, line 3, by inserting after the word
- 3 "rules" the following: "under chapter 17A".

By JOHN P. KIBBIE
BERL E. PRIEBE

S-3142 FILED MARCH 20, 1995
ADOPTED

(p. 124)

1 Section 1. NEW SECTION. 135.12 HEALTH CARE PROVIDER
2 RECORDS -- CERTIFIED DUPLICATES -- FEES.

3 The Iowa department of public health shall adopt rules
4 under chapter 17A prescribing uniform fees, based upon the
5 actual cost of duplication which includes but is not limited
6 to the cost of preparation of the record for duplication, that
7 a health care provider may charge for certified duplicate
8 health care records requested by an attorney to be admitted as
9 evidence at a trial or hearing. As used in this section,
10 "health care provider" means a person licensed to practice a
11 profession pursuant to chapter 147, a hospital licensed
12 pursuant to chapter 135B, or a health care facility licensed
13 pursuant to chapter 135C. The rules adopted may provide for
14 an additional fee based upon the actual costs for postage or
15 other means of delivery and may provide for an annual increase
16 based upon the annual rate of inflation for the preceding
17 calendar year as determined by the consumer price index
18 published by the bureau of labor statistics of the United
19 States department of labor.

20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

Vilsack
Szymoniak
Giannetto
Maddox
Drake

SSB-120
Judiciary

Succeeded By
SE/HF 258
SENATE FILE
BY (PROPOSED COMMITTEE ON
JUDICIARY BILL BY
CHAIRPERSON GIANNETTO)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the adoption of uniform fees to be charged an
2 attorney for duplicate health care provider records.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23

1 Section 1. NEW SECTION. 135.12 HEALTH CARE PROVIDER
2 RECORDS -- CERTIFIED DUPLICATES -- FEES.

3 The Iowa department of public health shall adopt rules
4 prescribing uniform fees, based upon the actual cost of
5 duplication, that a health care provider may charge for
6 certified duplicate health care records requested by an
7 attorney to be admitted as evidence at a trial or hearing. As
8 used in this section, "health care provider" means a person
9 licensed to practice a profession pursuant to chapter 147, a
10 hospital licensed pursuant to chapter 135B, or a health care
11 facility licensed pursuant to chapter 135C. The rules adopted
12 may provide for an additional fee based upon the actual costs
13 for postage or other means of delivery and may provide for an
14 annual increase based upon the annual rate of inflation for
15 the preceding calendar year as determined by the consumer
16 price index published by the bureau of labor statistics of the
17 United States department of labor.

18 EXPLANATION

19 This bill directs the Iowa department of public health to
20 adopt rules prescribing uniform fees to be charged attorneys
21 for the duplication of health care provider records.

22
23
24
25
26
27
28
29
30
31
32
33
34
35