

Senate File 211 - Introduced

SENATE FILE 211

BY WARD

(COMPANION TO LSB 1878HH BY
HELLAND)

A BILL FOR

1 An Act authorizing a retrieval fee for copies of certain
2 medical records or reports in workers' compensation cases.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 86.39, Code 2011, is amended to read as
2 follows:

3 **86.39 Fees — approval.**

4 1. All fees or claims for legal, medical, hospital, and
5 burial services rendered under this chapter and chapters 85,
6 85A, 85B, and 87 are subject to the approval of the workers'
7 compensation commissioner. For services rendered in the
8 district court and appellate courts, the attorney fee is
9 subject to the approval of a judge of the district court.

10 2. The workers' compensation commissioner shall approve a
11 claim for a retrieval fee of up to twenty-five dollars payable
12 to a medical provider or its agent for each request made
13 for duplicate records or reports for which a copying fee is
14 allowable. However, total claims for retrieval fees approved
15 shall not exceed fifty dollars.

16 EXPLANATION

17 This bill requires the workers' compensation commissioner to
18 approve a claim for a retrieval fee of up to \$25 payable to a
19 medical provider or its agent for each request made for copies
20 of duplicate records or reports for which the commissioner
21 allows a copying fee, but not to exceed a total of \$50 for such
22 retrieval fees. Currently, pursuant to administrative rule
23 IAC 876 — 8.9, a medical provider or its agent is required to
24 furnish an employer or insurance carrier with copies of the
25 initial and final clinical assessment of an injured employee
26 without cost but is allowed to charge a fee for additional
27 copies. This rule also sets forth the maximum copying fees
28 that can be charged for the additional copies based on the
29 number of pages copied.