

2001 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-SB55)

Received: 06/21/2001

Received By: kenneda

Wanted: As time permits

Identical to LRB:

For: Spencer Black (608) 266-7521

By/Representing: Susan McMurray

This file may be shown to any legislator: NO

Drafter: kenneda

May Contact:

Addl. Drafters:

Subject: Health - miscellaneous
Courts - costs and fees

Extra Copies: ISR RPN

Submit via email: YES

Requester's email: Rep.Black@legis.state.wi.us

Pre Topic:

No specific pre topic given

Topic:

Patient health care record fees

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	kenneda 06/23/2001	hhagen 06/25/2001		_____			
/1			kfollet 06/25/2001	_____	lrb_docadmin 06/25/2001	lrb_docadmin 06/25/2001	

FE Sent For:

<END>

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1?	kenneda	1, hmk 6/25/01	KJ 6/25	Self 6/20			

FE Sent For:

<END>

LRB #:

Assembly Democrat Budget Amendment Requests

Request Number: 113
(not LRB number)

Agency:

Description: Medical records

Attachments: SB 71

Cost (if known):

See b 1039

Contact person: Susan McMurray, 266-7521, Representative Black's Office

DAR

2001

Date (time) needed SOON

LRB b 1424 / 1

**ARC CAUCUS BUDGET AMENDMENT
[ONLY FOR CAUCUS]**

DAK: hmk:

See form **AMENDMENTS — COMPONENTS & ITEMS.**

**CAUCUS AMENDMENT
TO ASSEMBLY SUBSTITUTE AMENDMENT 1
TO 2001 SENATE BILL 55**

>>FOR CAUCUS SUPERAMENDMENT — NOT FOR INTRODUCTION<<

At the locations indicated, amend the substitute amendment as follows:

#. Page , line :

#. Page , line :

#. Page , line :

#. Page , line :

#. Page , line :

#. Page , line :

SDC:.....Keckhaver – CN2008, Uniform fees for patient health care records
FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION
CAUCUS SENATE AMENDMENT
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 2001 SENATE BILL 55

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 946, line 13: after that line insert:

3 "SECTION 2850bg. 146.83 (1) ^x(b) of the statutes is amended to read:

4 146.83 (1) (b) Receive a copy of the patient's health care records upon payment
5 of reasonable costs fees, as established by rule under sub. (3m).

6 SECTION 2850bh. 146.83 (1) ^x(c) of the statutes is amended to read:

7 146.83 (1) (c) Receive a copy of the health care provider's X-ray reports or have
8 the X-rays referred to another health care provider of the patient's choice upon
9 payment of reasonable costs fees, as established by rule under sub. (3m).

10 SECTION 2850bi. 146.83 (3m) ^x of the statutes is created to read:

1 146.83 (3m) The department shall, by rule, prescribe fees that are based on an
2 approximation of actual costs. The fees, plus applicable state tax, are the maximum
3 amount that a health care provider may charge under sub. (1) (b) for duplicate
4 patient health care records and under sub. (1) (c) for duplicate X-ray reports or the
5 referral of X-rays to another health care provider of the patient's choice. The rule
6 shall also permit the health care provider to charge for actual postage or other actual
7 delivery costs.”.

8 2. Page 1219, line 15: after that line insert:

9 “SECTION 3872x. 908.03 (6m) (d) of the statutes is amended to read:

10 908.03 (6m) (d) *Fees.* The Before July 1, 2002, the department of health and
11 family services shall, by rule, prescribe uniform fees that are based on an
12 approximation of the actual costs. The fees, plus applicable state tax, are the
13 maximum amount that a health care provider may charge under par. (e) 3. for
14 certified duplicate patient health care records. The rule shall also allow the health
15 care provider to charge for actual postage or other actual delivery costs. The
16 commencement of an action is not a prerequisite for the application of this
17 paragraph.

18 SECTION 3872y. 908.03 (6m) (d) of the statutes, as affected by 2001 Wisconsin
19 Act (this act), is amended to read:

20 908.03 (6m) (d) *Fees.* Before July 1 After June 30, 2002 the department of
21 health and family services shall, by rule, prescribe uniform fees that are based on an
22 approximation of actual costs. The fees, plus applicable state tax, are the maximum
23 amount that a health care provider may charge for certified duplicate patient health
24 care records. The rule shall also allow the health care provider to charge for actual

1 postage or other actual delivery costs. ~~The commencement of an action is not a~~
2 ~~prerequisite for the application of this paragraph~~ For duplicate patient health care
3 records and duplicate X-ray reports or the referral of X-rays to another health care
4 provider that are requested before commencement of an action, s. 146.83 (1) (b) and
5 (c) and (3m) applies.”

6 **3.** Page 1338, line 20: after that line insert: ✓

7 “(14g) FEES FOR PATIENT HEALTH CARE RECORDS; RULES. The department of health
8 and family services shall submit in proposed form the rules required under section
9 146.83 (3m) of the statutes, as created by this act, to the legislative council staff
10 under section 227.15 (1) of the statutes no later than the first day of the 5th month
11 beginning after the effective date of this subsection.”

12 **4.** Page 1420, line 19: after that line insert: ✓

13 “(16f) FEES FOR PATIENT HEALTH CARE RECORDS; RULES. The treatment of sections
14 146.83 (1) (b) and (c) and 908.03 (6m) (d) (by SECTION 3872y) of the statutes takes
15 effect on July 1, 2002.”

16 (END)