

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 301

Introduced by Gloor, 35.

Read first time January 15, 2009

Committee: Health and Human Services

A BILL

1 FOR AN ACT relating to medical records; to amend section
2 71-8404, Reissue Revised Statutes of Nebraska; to
3 repeal exemptions from fees for medical records; to
4 harmonize provisions; to repeal the original section;
5 and to outright repeal section 71-8405, Revised Statutes
6 Cumulative Supplement, 2008.
7 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 71-8404, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 71-8404 Except as provided in ~~sections 71-8405 and~~
4 section 71-8407, for medical records provided under section
5 71-8403 or under subpoena by a patient or his or her authorized
6 representative a provider may charge no more than twenty dollars as
7 a handling fee and may charge no more than fifty cents per page as
8 a copying fee. A provider may charge for the reasonable cost of all
9 duplications of medical records which cannot routinely be copied or
10 duplicated on a standard photocopy machine. A provider may charge
11 an amount necessary to cover the cost of labor and materials for
12 furnishing a copy of an X-ray or similar special medical record. If
13 the provider does not have the ability to reproduce X-rays or other
14 records requested, the person making the request may arrange, at
15 his or her expense, for the reproduction of such records.

16 Sec. 2. Original section 71-8404, Reissue Revised
17 Statutes of Nebraska, is repealed.

18 Sec. 3. The following section is outright repealed:
19 Section 71-8405, Revised Statutes Cumulative Supplement, 2008.