

By: Representatives Gibbs, Calhoun, Myers,
Thomas, West

To: Public Health and Human
Services

HOUSE BILL NO. 952

1 AN ACT TO ALLOW PATIENTS TO RECEIVE ONE FREE COPY OF THE
2 PATIENT'S MEDICAL RECORDS WHEN APPLYING FOR DISABILITY BENEFITS;
3 TO AMEND SECTION 41-9-65, MISSISSIPPI CODE OF 1972, IN CONFORMITY;
4 AND FOR RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** A patient shall be allowed to receive one (1)
7 copy, without payment of any charges, of the patient's medical
8 records from a health care provider if such records are only to be
9 used in making application for disability benefits.

10 **SECTION 2.** Section 41-9-65, Mississippi Code of 1972, is
11 amended as follows:

12 41-9-65. Hospital records are and shall remain the property
13 of the various hospitals, subject however to reasonable access to
14 the information contained therein upon good cause shown by the
15 patient, his personal representatives or heirs, his attending
16 medical personnel and his duly authorized nominees, and upon
17 payment of any reasonable charges for such service, except that a
18 patient may receive such records without payment of any charges as
19 provided in Section 1 of House Bill No. _____, 2004 Regular
20 Session. Nothing in this section shall be construed to deny
21 access to hospital records by representatives and officials of the
22 State Department of Health, in the discharge of their official
23 duties, pursuant to Sections 41-3-15, 41-23-1 and 41-23-2.

24 **SECTION 3.** This act shall take effect and be in force from
25 and after July 1, 2004.