

By: Representative Upshaw

To: Public Health and Human
Services

HOUSE BILL NO. 1235

1 AN ACT TO AMEND SECTION 11-1-52, MISSISSIPPI CODE OF 1972, TO
2 LIMIT THE AMOUNT MEDICAL PROVIDERS CAN CHARGE FOR A MEDICAL
3 RECORDS AFFIDAVIT; AND FOR RELATED PURPOSES.

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

5 **SECTION 1.** Section 11-1-52, Mississippi Code of 1972, is
6 amended as follows:

7 11-1-52. (1) Any medical provider or hospital or nursing
8 home or other medical facility shall charge no more than the
9 following amounts to patients or their representatives for
10 photocopying any patient's records: Twenty Dollars (\$20.00) for
11 pages one (1) through twenty (20); One Dollar (\$1.00) per page for
12 the next eighty (80) pages; Fifty Cents (50¢) per page for all
13 pages thereafter. Ten percent (10%) of the total charge may be
14 added for postage and handling. Fifteen Dollars (\$15.00) may be
15 recovered by the medical provider or hospital or nursing home or
16 other medical facility for retrieving medical records in archives
17 at a location off the premises where the facility/office is
18 located.

19 (2) A physician shall only charge normal, reasonable and
20 customary charges for a deposition related to a patient that the
21 physician is treating or has treated.

22 (3) Any medical provider, hospital, nursing home or other
23 medical facility shall charge no more than Twenty-five Dollars
24 (\$25.00) for executing a medical record affidavit.

25 **SECTION 2.** This act shall take effect and be in force from
26 and after its passage.