

By: Representative Hines

To: Public Health and Human Services

HOUSE BILL NO. 34

1 AN ACT TO PROVIDE THAT WHEN A PERSON IS SEEKING DISABILITY  
 2 BENEFITS, THE HEALTH CARE PROVIDERS WHO EXAMINE THE PERSON TO  
 3 DETERMINE THE PERSON'S ELIGIBILITY FOR THE BENEFITS BEING SOUGHT  
 4 SHALL PROVIDE THE PERSON WITH COPIES OF HIS OR HER MEDICAL RECORDS  
 5 AT NO CHARGE UNTIL AFTER THE APPLICABLE DETERMINATION OF  
 6 DISABILITY HAS BEEN MADE; TO PROVIDE THAT AFTER SUCH DETERMINATION  
 7 OF DISABILITY, THE HEALTH CARE PROVIDERS WHO PROVIDED COPIES OF  
 8 MEDICAL RECORDS TO THE PERSON MAY CHARGE THE PERSON FOR THE COST  
 9 OF PROVIDING THOSE MEDICAL RECORDS, AT RATES NOT EXCEEDING CERTAIN  
 10 STATUTORY AMOUNTS; AND FOR RELATED PURPOSES.

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

12 **SECTION 1.** When a person is seeking to obtain disability  
 13 benefits under an insurance policy, a public assistance program or  
 14 a public or private retirement system or plan, the physicians  
 15 and/or other health care providers who examine or treat the person  
 16 for any medical condition being utilized by the person in support  
 17 of that person's disability status and eligibility for the  
 18 disability benefits being sought shall provide the person with  
 19 copies of his or her medical records at no charge until after the  
 20 determination of disability has been made as to whether or not the  
 21 person is eligible to obtain such benefits. After the  
 22 determination of disability, regardless of the outcome of the



23 determination, the physicians and other health care providers who  
24 provided copies of medical records to the person may charge the  
25 person for the cost of providing those medical records, at rates  
26 not exceeding the amounts specified under Section 11-1-52.

27       **SECTION 2.** This act shall take effect and be in force from  
28 and after July 1, 2024.

