



General Assembly

February Session, 2016

Amendment

LCO No. 3852



Offered by:
REP. HENNESSY, 127th Dist.

To: House Bill No. 5356

File No. 70

Cal. No. 87

"AN ACT CONCERNING VETERANS' HEALTH RECORDS."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Subsection (b) of section 19a-490b of the general statutes
4 is repealed and the following is substituted in lieu thereof (*Effective*
5 *from passage*):

6 (b) No institution licensed pursuant to this chapter shall charge for
7 furnishing a health record or part thereof to a patient, his attorney or
8 conservator if the record or part thereof is necessary for the purpose of
9 supporting a claim or appeal under any provision of the Social
10 Security Act or a claim or appeal for veterans' benefits under any
11 provision of Title 38 of the United States Code or chapter 506 and the
12 request for the records is accompanied by documentation of the claim
13 or appeal. An institution shall furnish the requested record within
14 thirty days of the request, unless the request was received in less than
15 thirty days subsequent to the date the patient was discharged, in

16 which case the institution shall furnish the requested record upon its
17 completion.

18 Sec. 2. Subsection (d) of section 20-7c of the general statutes is
19 repealed and the following is substituted in lieu thereof (*Effective from*
20 *passage*):

21 (d) Upon a written request of a patient, a patient's attorney or
22 authorized representative, or pursuant to a written authorization, a
23 provider, except as provided in section 4-194, shall furnish to the
24 person making such request a copy of the patient's health record,
25 including but not limited to, bills, x-rays and copies of laboratory
26 reports, contact lens specifications based on examinations and final
27 contact lens fittings given within the preceding three months or such
28 longer period of time as determined by the provider but no longer
29 than six months, records of prescriptions and other technical
30 information used in assessing the patient's health condition. No
31 provider shall refuse to return to a patient original records or copies of
32 records that the patient has brought to the provider from another
33 provider. When returning records to a patient, a provider may retain
34 copies of such records for the provider's file, provided such provider
35 does not charge the patient for the costs incurred in copying such
36 records. No provider shall charge more than sixty-five cents per page,
37 including any research fees, handling fees or related costs, and the cost
38 of first class postage, if applicable, for furnishing a health record
39 pursuant to this subsection, except such provider may charge a patient
40 the amount necessary to cover the cost of materials for furnishing a
41 copy of an x-ray, provided no such charge shall be made for furnishing
42 a health record or part thereof to a patient, a patient's attorney or
43 authorized representative if the record or part thereof is necessary for
44 the purpose of supporting a claim or appeal under any provision of the
45 Social Security Act or a claim or appeal for veterans' benefits under
46 any provision of Title 38 of the United States Code or chapter 506 and
47 the request is accompanied by documentation of the claim or appeal. A
48 provider shall furnish a health record requested pursuant to this
49 section within thirty days of the request. No health care provider, who

50 has purchased or assumed the practice of a provider who is retiring or
51 deceased, may refuse to return original records or copied records to a
52 patient who decides not to seek care from the successor provider.
53 When returning records to a patient who has decided not to seek care
54 from a successor provider, such provider may not charge a patient for
55 costs incurred in copying the records of the retired or deceased
56 provider."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	19a-490b(b)
Sec. 2	<i>from passage</i>	20-7c(d)