General Assembly

Substitute Bill No. 7227

January Session, 2025

HB07227GAE 032725

AN ACT CONCERNING ELIGIBILITY FOR STATE CONTRACTING AND FEES CHARGED FOR HEALTH RECORDS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

Section 1. (NEW) (*Effective October 1, 2025*) (a) As used in this section, "patient" and "provider" have the same meanings as provided in section 20-7b of the general statutes.

(b) Notwithstanding the provisions of sections 19a-490b and 20-7c of the general statutes, no provider or other party in possession or control of a patient's health records, as described in sections 19a-490b and 20-7c of the general statutes, that intends to enter into a state contract, as defined in section 2 of this act, shall charge a patient or a patient's attorney or authorized representative more than a maximum fee of the lesser of (1) the fees allowed pursuant to 45 CFR 164.524(c)(4), or (2) two hundred fifty dollars, plus the cost of first-class postage, if applicable, and reasonable costs for copies of imaging or materials as described in subsection (a) of section 19a-490b of the general statutes.

(c) Any provider or other party that opts not to comply with the provisions of subsection (b) of this section shall be ineligible to enter into a state contract pursuant to section 2 of this act.

(d) Nothing in this section shall be construed to relieve a patient, a patient's attorney or the patient's authorized representative from a

responsibility to pay reasonable charges for copies of health records.

Sec. 2. (NEW) (*Effective October 1, 2025, and applicable to contracts entered into on or after said date*) (a) As used in this section:

(1) "State agency" means any office, department, board, council, commission, institution or other agency in the executive, legislative or judicial branch of state government;

(2) "State contract" means an agreement or a combination or series of agreements between a state agency and a person, firm or corporation, having a total value of more than one thousand dollars in a calendar or fiscal year, for (A) a project for the construction, alteration or repair of any public building or public work, (B) services, including, but not limited to, consulting and professional services, (C) the procurement of supplies, materials or equipment, (D) a lease, or (E) a licensing arrangement. "State contract" does not include a contract between a state agency or a quasi-public agency and a political subdivision of the state; and

(3) "Principals and key personnel" means officers, directors, shareholders, members, partners and managerial employees.

(b) On and after October 1, 2025, no state agency shall execute a state contract unless such contract contains the representation described in this section.

(c) Any principal or key personnel of the person, firm or corporation submitting a bid or proposal for a state contract shall represent that the principals and key personnel of the person, firm or corporation, and any agent of such person, firm or corporation are in compliance with the fee requirements of section 1 of this act.

(d) Any bidder or proposer that does not agree to the representations required under this section shall be rejected and the state agency shall award the contract to the next highest ranked proposer or the next lowest responsible qualified bidder or seek new bids or proposals.

(e) Each state agency shall include in the bid specifications or request for proposals for a state contract a notice of the representation requirements of this section.

(f) The Commissioners of Public Health and Administrative Services shall enter into a memorandum of understanding concerning the sharing of information to enable the Commissioner of Administrative Services to verify any representation made under this section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	*October 1, 2025*	New section
Sec. 2	*October 1, 2025, and applicable to contracts entered into on or after said date*	New section

Statement of Legislative Commissioners:
In Section 1(b), "20-7c and 19a-490b" was changed to "19a-490b and 20-7c" for consistency with standard drafting conventions.

GAE *Joint Favorable Subst. -LCO*