

MEDICAL FINANCIAL RECORDS AMENDMENTS

2010 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Bradley G. Last

Senate Sponsor: Daniel R. Liljenquist

LONG TITLE

General Description:

This bill modifies the Utah Health Code to allow hospitals to obtain financial information of a patient from a bank or other financial institution when ~~H→~~ **[determining] assisting with ←H** Medicaid eligibility of a patient.

Highlighted Provisions:

This bill:

- ▶ requires a bank to release financial records to a hospital when determining whether a patient qualifies for Medicaid; and
- ▶ specifies the information the bank shall receive before releasing financial records.

Monies Appropriated in this Bill:

None

Other Special Clauses:

~~S→~~ **[None] This bill takes effect on July 1, 2010 ←S**

Utah Code Sections Affected:

ENACTS:

26-18-3.2, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **26-18-3.2** is enacted to read:

26-18-3.2. Release of financial information.

H.B. 421



28 (1) (a) Upon request from a hospital, or a designated agent of a hospital, a bank or
29 other financial institution shall provide the hospital, or the designated agent of the hospital,
30 financial records of a patient upon the receipt of a notarized document that includes the
31 following patient information:

- 32 (i) name;
- 33 (ii) address;
- 34 (iii) Social Security number; and
- 35 (iv) patient permission to release the information required by this Subsection (1) to the
36 bank or financial institution.

37 (b) The document required by this Subsection (1) shall be signed by the patient and
38 acknowledged by a notary public.

39 (2) A hospital, or a designated agent of the hospital, may only request the information
40 required under Subsection (1), if the hospital or the agent of the hospital:

41 (a) determines that the patient has no ability to pay;

42 ~~H→ [(b) is not able to independently determine eligibility for Medicaid qualification for the~~
43 ~~patient;]~~ ←H and

44 H→ [(c)] (b) ←H has received adequate documentation from the patient, such as a valid
44a driver license

45 or passport, to verify the identity of the patient.

45a **S→ Section 2. Effective Date.**

45b **This bill takes effect on July 1, 2010.** ←S

Legislative Review Note
as of 2-16-10 6:20 AM

Office of Legislative Research and General Counsel

H.B. 421 - Medical Financial Records Amendments

Fiscal Note

2010 General Session
State of Utah

State Impact

Enactment of this bill will not require additional appropriations.

Individual, Business and/or Local Impact

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for local governments. Individuals, financial institutions, and hospitals may be impacted by the proposed change in statute.
