

**Table A-1a. General Overview of State Medical Record Access Laws: Medical Doctors**

State has provision governing medical records held by medical doctors and hospitals.

State	Right of Access	Maximum Response Time	Maximum Copying Fees	Process for Reviewing Denial of Access†	Right to Amend
Alabama	Y	—	\$	—	—
Alaska*	Y	—	—	—	—
Arizona*	Y	—	R	—	—
Arkansas*	Y	R	\$	Y	—
California*	Y	D	\$	Y	Y
Colorado	Y	D	R <sup>(1)</sup>	—	—
Connecticut	Y	D	\$	Y <sup>(2)</sup>	—
Delaware*	Y	D	R	Y <sup>(2)</sup>	—
District of Columbia	Y	D	R	—	—
Florida	Y	R	\$	Y	—
Georgia*	Y	D	\$	Y	—
Guam	—	—	—	—	—
Hawaii*	Y	—	R	Y	—
Idaho	—	—	—	—	—
Illinois*	Y	D	\$	—	—
Indiana*	Y	—	\$	—	—
Iowa	Y	R	R	—	—
Kansas*	Y	D	\$	—	—
Kentucky*	Y	—	\$ <sup>(3)</sup>	—	—
Louisiana* <sup>(4)</sup>	Y	D	\$	—	—
Maine	Y	R	\$	Y	Y
Maryland*	Y	D	\$	Y	Y
Massachusetts	Y	R	\$	Y	—
Michigan*	Y	D	\$	Y	—
Minnesota*	Y	R	\$	Y	—
Mississippi	Y	R	\$	Y	—
Missouri*	Y	R	\$	—	—
Montana*	Y	D <sup>(5)</sup>	\$	Y	Y
Nebraska*	Y	D	\$	—	—
Nevada*	Y	D	\$	—	—
New Hampshire	Y	D	\$	—	—
New Jersey	Y	D	\$	Y	—
New Mexico	Y	R	\$	—	—
New York*	Y	D & R <sup>(6)</sup>	\$	Y <sup>(7)</sup>	Y
North Carolina <sup>(8)</sup>	—	—	\$ <sup>(9)</sup>	—	—
North Dakota	Y	—	\$	—	—
Ohio*	Y	R	\$	Y	—
Oklahoma	Y	—	\$	—	—
Oregon <sup>(10)</sup>	Y	D	\$	—	—
Pennsylvania*	Y	—	\$	—	—
Puerto Rico*	Y	D	\$	—	—

(continued)

**Table A-1a. General Overview of State Medical Record Access Laws: Medical Doctors (continued)**

State	Right of Access	Maximum Response Time	Maximum Copying Fees	Process for Reviewing Denial of Access†	Right to Amend
Rhode Island	Y	D	\$	Y	—
South Carolina	Y	—	\$	—	—
South Dakota	Y	—	A	—	—
Tennessee	Y	D	\$	—	—
Texas	Y	D	\$	Y	—
Utah*	Y	D <sup>(11)</sup>	R	—	—
Vermont	Y	R	\$	—	—
Virginia*	Y	D	R	Y	—
Washington*	Y	D	\$	Y	Y
West Virginia*	Y	R	\$	—	—
Wisconsin*	Y	R	\$	—	—
Wyoming	Y	D	R	—	—

Key: \* = Same state access statute or regulation applies to both MDs and hospitals.

† = Includes mandate that denied records automatically be furnished to designated third party.

A = Actual costs.

D = Law provides specific number of days from receipt of request to furnish access or copy of record.

R = Law sets "reasonable"-type standard. For response times, "R" includes "reasonable," "timely," "promptly," and "without unreasonable delay." For fees, "R" includes "reasonable" and "reasonable, cost-based" fees.

Y = Yes, state has express statutory or regulatory provision addressing issue.

\$ = Provision sets specific maximum dollar fees for copying records.

Notes: <sup>(1)</sup> Statute provides for "reasonable" fees. Board of Medical Examiners considers maximum allowable hospital fees to be reasonable copying fees for doctors of medicine.

<sup>(2)</sup> Express private right of action to contest denial of access.

<sup>(3)</sup> First copy is free.

<sup>(4)</sup> Access rights the same. Fees differ.

<sup>(5)</sup> HIPAA-covered entities must follow HIPAA. Specific time limit set for non-covered entities to respond to request for access.

<sup>(6)</sup> Specific day limit to respond to requests to inspect; reasonable time to respond to requests for copies.

<sup>(7)</sup> Formal review committee.

<sup>(8)</sup> Access provisions differ, but fee schedule for doctors and hospitals is the same.

<sup>(9)</sup> Only for personal injury claims and claims for Social Security disability benefits.

<sup>(10)</sup> General access statute applies to both doctors and hospitals but implementing regulations differ.

<sup>(11)</sup> State law requires HIPAA-covered entities to follow HIPAA standards. State law does not set standards for non-HIPAA entities with respect to time limits for responding to requests.

**Table A-1b. General Overview of State Medical Record Access Laws: Hospitals**

State has provision governing medical records held by medical doctors and hospitals.

State	Right of Access	Maximum Response Time	Maximum Copying Fees	Process for Reviewing Denial of Access†	Right to Amend
Alabama	—	—	\$	—	—
Alaska*	Y	—	—	—	—
Arizona*	Y	—	R	—	—
Arkansas*	Y	R	\$	Y	—
California*	Y	D	\$	Y	Y
Colorado	Y	D	\$	Y	—
Connecticut	Y	—	\$	—	—
Delaware*	Y	D	R	Y <sup>(1)</sup>	—
District of Columbia	—	—	—	—	—
Florida	Y	R	\$	—	—
Georgia*	Y	D	\$	Y	—
Guam	—	—	\$	—	—
Hawaii*	Y	—	R	Y	—
Idaho	—	—	—	—	—
Illinois*	Y	D	\$	—	—
Indiana*	Y	—	\$	—	—
Iowa	—	—	—	—	—
Kansas*	Y	D	\$	—	—
Kentucky*	Y	—	\$ <sup>(2)</sup>	—	—
Louisiana* <sup>(3)</sup>	Y	D	\$	—	—
Maine	Y	R	\$	Y	Y
Maryland*	Y	D	\$	Y	Y
Massachusetts	Y	—	\$	—	—
Michigan*	Y	D	\$	Y	—
Minnesota*	Y	R	\$	Y	—
Mississippi	Y <sup>(4)</sup>	—	\$	—	—
Missouri*	Y	R	\$	—	—
Montana*	Y	D <sup>(5)</sup>	\$	Y	Y
Nebraska*	Y	D	\$	—	—
Nevada*	Y	D	\$	—	—
New Hampshire	Y	—	\$	—	—
New Jersey	Y	D	\$	Y	Y
New Mexico	—	—	—	—	—
New York*	Y	D & R <sup>(6)</sup>	\$	Y <sup>(7)</sup>	Y
North Carolina <sup>(8)</sup>	Y	—	\$ <sup>(6)</sup>	—	—
North Dakota	Y	—	\$	—	—
Ohio*	Y	R	\$	Y	—
Oklahoma	Y	—	\$	—	—
Oregon <sup>(9)</sup>	Y	—	\$	—	—
Pennsylvania*	Y	—	\$	—	—
Puerto Rico*	Y	D	\$	—	—
Rhode Island	Y	D	\$	—	—

(continued)

**Table A-1b. General Overview of State Medical Record Access Laws: Hospitals (continued)**

State	Right of Access	Maximum Response Time	Maximum Copying Fees	Process for Reviewing Denial of Access†	Right to Amend
South Carolina	Y	D	\$	—	—
South Dakota	Y	—	A	—	—
Tennessee	Y	R	\$	—	—
Texas	Y	D	\$	—	—
Utah*	Y	D <sup>(10)</sup>	R	—	—
Vermont	—	—	\$	—	—
Virginia*	Y	D	R	Y	—
Washington*	Y	D	\$	Y	Y
West Virginia*	Y	R	\$	—	—
Wisconsin*	Y	R	\$	—	—
Wyoming	Y	D	R	Y	—

Key: \* = Same state access statute or regulation applies to both MDs and hospitals.

† = Includes mandate that denied records automatically be furnished to designated third party.

A = Actual costs.

D = Law provides specific number of days from receipt of request to furnish access or copy of record.

R = Law sets "reasonable"-type standard. For response times, "R" includes "reasonable," "timely," "promptly," and "without unreasonable delay." For fees, "R" includes "reasonable" and "reasonable, cost-based" fees.

Y = Yes, state has express statutory or regulatory provision addressing issue.

\$ = Provision sets specific maximum dollar fees for copying records.

Notes: <sup>(1)</sup> Express private right of action to contest denial of access.

<sup>(2)</sup> First copy is free.

<sup>(3)</sup> Access rights the same. Fees differ.

<sup>(4)</sup> Access upon showing of good cause.

<sup>(5)</sup> HIPAA-covered entities must follow HIPAA. Specific time limit set for non-covered entities to respond to request for access.

<sup>(6)</sup> Specific day limit to respond to requests to inspect; reasonable time to respond to requests for copies.

<sup>(7)</sup> Formal review committee.

<sup>(8)</sup> Access provisions differ, but fee schedule for doctors and hospitals is the same.

<sup>(9)</sup> General access statute applies to both doctors and hospitals but implementing regulations differ.

<sup>(10)</sup> State law requires HIPAA-covered entities to follow HIPAA standards. State law does not set standards for non-HIPAA entities with respect to time limits for responding to requests.