

**Department of Planning and Budget
2002 Fiscal Impact Statement**

1. Bill Number SB601

House of Origin ☒ Introduced ☐ Substitute ☐ Engrossed

Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. Patron Quayle

3. Committee Education and Health

4. Title Certain disclosure of prehospital patient care reports

5. Summary/Purpose: This bill, if enacted, would amend § 32.1-116.1 of the Code to authorize the Board of Health to disclose the pre-hospital patient care report to law enforcement officials when the patient is the victim of a crime upon a determination that such disclosure is not in violation of the federal Department of Health and Human Services regulations relating to the electronic transmission of data and patient privacy promulgated as required by the Health Insurance Portability and Accountability Act of 1996 (42 U.S.C. § 1320d et seq.). The bill also amends the Patient Health Records Privacy law (Code Section 32.1-127.1:03) to add this disclosure to the list of permissible releases of patient records.

6. No Fiscal Impact

7. Budget amendment necessary: No

8. Fiscal implications: None

9. Specific agency or political subdivisions affected:
Virginia Department of Health

10. Technical amendment necessary: Yes. The Department of Health (VDH) does not receive or maintain pre-hospital patient care reports (PPCR). VDH collects minimum aggregated data from each PPCR for EMS system evaluation; however, the PPCR itself is the property of each licensed EMS agency in the Commonwealth. Disclosure of the PPCR to law enforcement officials would need to be provided by the respective licensed EMS agency. VDH has recommended "the Board" and "the Board of Health" be replaced with "each EMS agency" as the entity that may disclose the PPCR to law enforcement officials.

11. Other comments: This bill is identical to HB 1283.

Date: 01/24/02/kwm

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cc: Secretary of Health and Human Resources