

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 341

BY HEALTH AND WELFARE COMMITTEE

AN ACT

1 RELATING TO THE PATIENT FREEDOM OF INFORMATION ACT; AMENDING SECTION
2 54-4601, IDAHO CODE, TO REVISE LANGUAGE REGARDING LEGISLATIVE PURPOSE;
3 AMENDING SECTION 54-4602, IDAHO CODE, TO REVISE DEFINITIONS; REPEALING
4 SECTION 54-4603, IDAHO CODE, RELATING TO PATIENT ACCESS TO PROVIDER IN-
5 FORMATION; AMENDING CHAPTER 46, TITLE 54, IDAHO CODE, BY THE ADDITION OF
6 A NEW SECTION 54-4603, IDAHO CODE, TO PROVIDE FOR PUBLIC ACCESS TO CER-
7 TAIN INFORMATION; AND REPEALING SECTION 54-4604, IDAHO CODE, RELATING
8 TO INFORMATION AND ACCESS TO PROVIDER PROFILE INFORMATION.
9

10 Be It Enacted by the Legislature of the State of Idaho:

11 SECTION 1. That Section 54-4601, Idaho Code, be, and the same is hereby
12 amended to read as follows:

13 54-4601. DECLARATION OF PURPOSE. In recognition of the importance of
14 health care to all Idahoans, it is the intent of the legislature to provide
15 ~~patients~~ the public with easily accessible ~~profile~~ information on specified
16 licensed or registered health care professionals. ~~By creating a database of~~
17 ~~individual profiles that the public may access, patients will be able to make~~
18 ~~more informed decisions about whom they wish to engage when in need of health~~
19 ~~care services. The database should include educational background and~~
20 ~~work history, disclosure of any final board disciplinary actions, criminal~~
21 ~~convictions, malpractice history, and other pertinent information as re-~~
22 ~~quired by this chapter. The following licensed and registered professional~~
23 ~~health care providers are subject to this chapter: physicians and surgeons~~
24 ~~and osteopathic physicians and surgeons, physical therapists, dentists,~~
25 ~~podiatrists, chiropractors, optometric physicians, psychologists, physi-~~
26 ~~cians' assistants, nurse practitioners, and certified registered nurse~~
27 ~~anesthetists.~~

28 SECTION 2. That Section 54-4602, Idaho Code, be, and the same is hereby
29 amended to read as follows:

30 54-4602. DEFINITIONS. As used in this chapter, ~~the following terms~~
31 ~~have the following meanings:~~

32 (1) "Board" means ~~the~~ a professional licensing ~~and~~ or registration
33 board, ~~respectively, for each of the named established under title 54, Idaho~~
34 ~~Code, to regulate the practice of a providers.~~

35 (2) "Patient" means ~~all past, current or future consumers of health~~
36 ~~care services.~~

37 (3) "Provider(s)" means ~~the following~~ a person licensed or registered
38 professional health care providers: ~~podiatrists licensed pursuant to chap-~~
39 ~~ter 6, title 54, Idaho Code; chiropractors licensed pursuant to chapter 7,~~
40 ~~title 54, Idaho Code; dentists licensed pursuant to chapter 9, title 54,~~

1 ~~Idaho Code; advanced practice professional nurses to include certified~~
2 ~~nurse-midwives, clinical nurse specialists, nurse practitioners and cer-~~
3 ~~tified registered nurse anesthetists licensed or registered pursuant to~~
4 ~~chapter 14, title 54, Idaho Code; optometric physicians licensed pursuant~~
5 ~~to chapter 15, title 54, Idaho Code; physicians and surgeons and osteopathic~~
6 ~~physicians and surgeons, licensed pursuant to chapter 18, title 54, Idaho~~
7 ~~Code; physicians' assistants registered pursuant to chapter 18, title 54,~~
8 ~~Idaho Code; physical therapists registered pursuant to chapter 22, title 54,~~
9 ~~Idaho Code; and psychologists licensed pursuant to chapter 23, to deliver~~
10 ~~health care services pursuant to title 54, Idaho Code.~~

11 SECTION 3. That Section [54-4603](#), Idaho Code, be, and the same is hereby
12 repealed.

13 SECTION 4. That Chapter 46, Title 54, Idaho Code, be, and the same is
14 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
15 ignated as Section 54-4603, Idaho Code, and to read as follows:

16 54-4603. PUBLIC ACCESS TO PROVIDER INFORMATION. Each board must make
17 the following information pertaining to each provider accessible to the pub-
18 lic on the board's website:

- 19 (1) Licensure status;
20 (2) Description or documentation of any final board disciplinary ac-
21 tions that are considered to be public in accordance with the provisions of
22 chapter 1, title 74, Idaho Code; and
23 (3) At the discretion of the board, other public information in accor-
24 dance with the provisions of chapter 1, title 74, Idaho Code.

25 SECTION 5. That Section [54-4604](#), Idaho Code, be, and the same is hereby
26 repealed.