

LEGISLATURE OF THE STATE OF IDAHO
Sixty-third Legislature Second Regular Session - 2016

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 341

BY HEALTH AND WELFARE COMMITTEE

AN ACT

RELATING TO THE PATIENT FREEDOM OF INFORMATION ACT; AMENDING SECTION 54-4601, IDAHO CODE, TO REVISE LANGUAGE REGARDING LEGISLATIVE PURPOSE; AMENDING SECTION 54-4602, IDAHO CODE, TO REVISE DEFINITIONS; REPEALING SECTION 54-4603, IDAHO CODE, RELATING TO PATIENT ACCESS TO PROVIDER INFORMATION; AMENDING CHAPTER 46, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-4603, IDAHO CODE, TO PROVIDE FOR PUBLIC ACCESS TO CERTAIN INFORMATION; AND REPEALING SECTION 54-4604, IDAHO CODE, RELATING TO INFORMATION AND ACCESS TO PROVIDER PROFILE INFORMATION.

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

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

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

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

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

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

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

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

~~Idaho Code; advanced practice professional nurses to include certified nurse-midwives, clinical nurse specialists, nurse practitioners and certified registered nurse anesthetists licensed or registered pursuant to chapter 14, title 54, Idaho Code; optometric physicians licensed pursuant to chapter 15, title 54, Idaho Code; physicians and surgeons and osteopathic physicians and surgeons, licensed pursuant to chapter 18, title 54, Idaho Code; physicians' assistants registered pursuant to chapter 18, title 54, Idaho Code; physical therapists registered pursuant to chapter 22, title 54, Idaho Code; and psychologists licensed pursuant to chapter 23, to deliver health care services pursuant to title 54, Idaho Code.~~

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

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

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

- (1) Licensure status;
- (2) Description or documentation of any final board disciplinary actions that are considered to be public in accordance with the provisions of chapter 1, title 74, Idaho Code; and
- (3) At the discretion of the board, other public information in accordance with the provisions of chapter 1, title 74, Idaho Code.

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