

**BEFORE THE DIVISION OF WORKERS COMPENSATION
STATE OF KANSAS**

)	
Claimant)	
)	
vs.)	Docket No.
)	
Respondent)	
)	
and)	
)	
Insurance Carrier)	

ORDER FOR PRODUCTION OF RECORDS

TO: All hospitals and medical clinics, pharmacies, physicians, surgeons and chiropractors; vocational rehabilitation counselors; all employers for the five (5) years preceding _____^{Date}; and the Kansas Department of Labor are hereby authorized, directed and ordered, upon receipt of a certified copy of this order, to make available for examination and reproduction, all medical records, medical bills, medical statements, medical accounts; and job description, job applications, internal accident reports, wage statements for 26 weeks pre-accident, offers of employment, wage statements post accident and in the event the claimant is terminated for cause, all written statements, emails, internal communications, employer’s policies, miscellaneous documents, files, communications, video and audio recording relevant to the termination of the claimant, all excluding records that are specifically excluded in 42 CFR 2.1 et. seq., which are within their care, custody and control, that are relevant to the claim of workers compensation benefits of claimant against the respondent, the claimant in the above captioned matter, as said inspection and reproduction may be requested by any of the undersigned.

All clerical fees and expenses are to be paid by the party requesting such examination and reproduction in accordance with the fee schedule set forth by the Secretary of Labor under authority of K.S.A. 65-4971(b), which sets out reimbursements for reproduction of an employee’s medical records to be at the health care provider’s usual and customary charge, not to exceed the following:

Up to 10 pages:	\$16.00
11 - 50 pages:	\$28.00 (\$16.00 for the 1 st 10 pages plus \$12.00 for 11-50 pages)
Above 50 pages:	\$28.00 plus \$0.35 per page above 50

The above fee schedule shall apply to all employers responding to this Order except the Respondent in the above captioned matter who shall produce claimant’s records without charge.

A photostatic copy of this Order shall be considered as effective and valid as an original.

All records produced pursuant to the Order shall be completely copied by the requesting party and said complete copy shall be sent to the other undersigned below. The copy costs for said copies shall be born by the party requesting the records from the original source.

This order shall be effective until ____ day of _____, _____ or one year after date of order or until a regular hearing is held in this matter. However, either party may request an extension of time on this order and said request for extension shall allow for seven days notice to the opposing party and unless a party objects and a hearing held upon said objections, this order will be extended for an additional period of time while the Administrative Law Judge considers the totality of the circumstances. All prior orders for production of medical records or other records, issued in the above captioned case are withdrawn, void and are not to be used by the parties herein.

FAILURE TO PROVIDE RECORDS IN A TIMELY MANNER WITHOUT CAUSE, MAY BE DENIED ADMISSION BY THE ADMINISTRATIVE LAW JUDGE.

DATED this _____ day of _____, 20____.

Administrative Law Judge

Claimant's Attorney

Respondent's Attorney