

SENATE/HOUSE FILE _____
BY (PROPOSED DEPARTMENT OF
PUBLIC HEALTH BILL)

A BILL FOR

1 An Act relating to the Iowa health information network.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DRAFT

1 Section 1. Section 135.154, Code 2014, is amended by adding
2 the following new subsections:

3 NEW SUBSECTION. 3A. "*Care coordination*" means the
4 management of all aspects of a patient's care to improve health
5 care quality, patient outcomes, and patient safety.

6 NEW SUBSECTION. 19A. "*Public health activities*" means
7 actions taken by a participant in its capacity as a public
8 health authority under the Health Insurance Portability and
9 Accountability Act or as required or permitted by other federal
10 or state law.

11 NEW SUBSECTION. 23. "*Record locator service*" means the
12 functionality of the Iowa health information network that
13 queries data sources to locate and identify potential patient
14 records.

15 Sec. 2. Section 135.156E, subsection 13, Code 2014, is
16 amended to read as follows:

17 13. Unless otherwise provided in this division, when ~~using~~
18 sharing health information through the Iowa health information
19 network or a private health information network maintained
20 in this state that complies with the privacy and security
21 requirements of this chapter for the purposes of patient
22 treatment, ~~a health care professional or a hospital~~ payment
23 or health care operations, as such terms are defined in the
24 Health Insurance Portability and Accountability Act, or for
25 the purposes of public health activities or care coordination,
26 a participant authorized by the department to use the record
27 locator service is exempt from any other state law that is
28 more restrictive than the Health Insurance Portability and
29 Accountability Act that would otherwise prevent or hinder the
30 exchange of patient information by the ~~patient's health care~~
31 professional or hospital participant.

32 EXPLANATION

33 The inclusion of this explanation does not constitute agreement with
34 the explanation's substance by the members of the general assembly.

35 This bill amends a provision exempting health care

1 professionals and hospitals from state laws more restrictive
2 than the federal Health Insurance Portability and
3 Accountability Act (HIPAA) that would prevent or hinder the
4 exchange of patient information by the health care professional
5 or hospital when using the Iowa health information network
6 (IHIN) or a private health information network that complies
7 with the privacy and security requirements for the IHIN,
8 for the purposes of patient treatment. The bill continues
9 to limit the exemption to the sharing of health information
10 through the IHIN or private network, but adds payment and
11 health care operations (as defined in HIPAA) and public health
12 activities and care coordination to the purposes allowed for
13 such exemption, and substitutes participants authorized to
14 use the record locator service under the IHIN for health care
15 professionals and hospitals as the persons exempted. The terms
16 "care coordination", "public health activities", and "record
17 locator service" are defined in the bill.