

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 HOUSE BILL 1910

By: Cox

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5
6 AS INTRODUCED

7 An Act relating to public health and safety; defining
8 terms; creating the Health Information Infrastructure
9 Advisory Board; stating purpose; providing scope of
10 duties; providing for certain agreement; specifying
11 membership; providing for vacancies; specifying
12 chair; specifying voting; providing for travel
reimbursement; providing for codification; and
providing an effective date.

13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 1-131 of Title 63, unless there
16 is created a duplication in numbering, reads as follows:

17 A. As used in this act:

18 1. "Electronic medical record" or "EMR" means an electronic
19 record of health-related information on an individual that can be
20 created, gathered, managed, and consulted by authorized clinicians
21 and staff within one health care organization;

22 2. "Health Data Exchange" means record-level health data
23 exchanged for the purpose of statistical data analysis including but
24 not limited to quality, expenditure, and utilization data, for the

1 purpose of developing a uniform and routinely compiled dataset that
2 will make possible the ongoing analysis, comparison, and evaluation
3 of trends in the quality and delivery of health care services for
4 the purpose of effective health care planning by public and private
5 entities, cost containment, health facility development, and
6 improving access to, and quality of care;

7 3. "Health information exchange" or "HIE" means the electronic
8 movement of health-related information among organizations according
9 to nationally recognized standards for treatment purposes;

10 4. "Health information technology" or "HIT" means technology
11 that allows comprehensive management of medical information and its
12 secure exchange between health care consumers and providers for
13 treatment purposes; and

14 5. "Hub" includes a registry, a data repository, and a patient
15 identity manager.

16 B. 1. There is created the "Health Information Infrastructure
17 Advisory Board".

18 2. The purpose of the Board shall be to advise and assist the
19 Oklahoma Health Care Authority in:

20 a. developing a strategy for the adoption and use of
21 electronic medical records and health information
22 technologies that is consistent with emerging national
23 standards and promotes interoperability of health
24 information systems. The strategy shall:

- 1 (1) be researched and contain the best practices in
- 2 electronic medical records systems and health
- 3 information technologies,
- 4 (2) be designed to reduce medical errors and enable
- 5 patients to make better decisions about their own
- 6 health care by promoting secure access to medical
- 7 records online, and
- 8 (3) assist in the design of the health information
- 9 infrastructure roadmap, which shall contain the
- 10 state plan for the exchange of health
- 11 information, and

12 b. the determinations related to data elements to be
13 collected, and

14 c. the governance structure and policies and procedures
15 for the health information exchange, ensuring that the
16 strategy and plan preserve the privacy and security of
17 health information as required by state and federal
18 law.

19 3. Duties shall not include the development of a health data
20 exchange, however, key features of a health information exchange
21 should be designed to integrate with a state health data exchange.

22 4. The Authority shall operate as a hub for health information
23 exchange between health related state agencies and other health
24 information organizations. Information exchange shall be

1 implemented through interagency agreements among all health related
2 agencies. The agreement shall ensure, but shall not be limited to:

- 3 a. confidentiality of information,
- 4 b. funding and implementation of the plan, which may
5 include phased-in implementation, and
- 6 c. procedures for coordinating, monitoring, and improving
7 data exchange that is compatible with current adopters
8 of electronic medical record systems and health
9 information technologies.

10 5. The Advisory Board shall consist of ten (10) members who
11 shall be appointed by the Chief Executive Officer of the Authority
12 and shall include, but not be limited to, individuals from:

- 13 a. the Oklahoma Health Care Authority,
- 14 b. the Oklahoma State Department of Health,
- 15 c. the Oklahoma State Department of Health and Substance
16 Abuse Services,
- 17 d. the Oklahoma Department of Human Services,
- 18 e. the Oklahoma State and Education Employees Group
19 Insurance Board,
- 20 f. the Oklahoma Insurance Department,
- 21 g. the Oklahoma Department of Corrections, and
- 22 h. the Oklahoma Department of Rehabilitative Services.

23 6. Vacancies occurring in the Advisory Board shall be filled by
24 appointment of the Chief Executive Officer of the Authority. Any

1 member may be removed by the Chief Executive Officer of the
2 Authority, after written notice, for incapacity, incompetence,
3 neglect of duty, misfeasance, or malfeasance in office.

4 7. The member from the Authority shall chair the Advisory
5 Board, and the Authority shall staff the Board.

6 8. Each agency shall receive one vote and a majority of the
7 members in attendance at a meeting shall be able to take action on
8 behalf of the Advisory Board.

9 9. Members of the Advisory Board shall serve without
10 compensation, but shall be reimbursed their actual and necessary
11 travel expenses in accordance with the State Travel Reimbursement
12 Act.

13 SECTION 2. This act shall become effective November 1, 2009.

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