

CHAPTER 177
HEALTH DATA

Chapter rescission date pursuant to Iowa Code section 17A.7: 7/3/29

641—177.1(76GA,ch1212) Definitions. For purposes of this chapter, the following definitions shall apply:

“*Confidential record*” means a record that is not available as a matter of right for examination and copying by members of the public under applicable provisions of law. Confidential records include records or information contained in records that the agency is prohibited by law from making available for examination by members of the public, and records or information contained in records that are specified as confidential by Iowa Code section 22.7, or other provision of law, but that may be disclosed upon order of a court, the lawful custodian of the record, or by another person duly authorized to release the record. Mere inclusion in a record of information declared confidential by an applicable provision of law does not necessarily make that entire record a confidential record. Included in the definition are those data collected by the department, pursuant to 1996 Iowa Acts, chapter 1212, for preparation and dissemination as compilations.

“*Record*” means the whole or a part of a “public record” as defined in Iowa Code section 22.1 that is owned by or in the physical possession of this agency.

[ARC 8044C, IAB 5/29/24, effective 7/3/24]

641—177.2(76GA,ch1212) Description of data to be submitted.

177.2(1) The department shall collect information from other state agencies for the purpose of public dissemination of health data.

177.2(2) Hospitals shall submit data to the contractor selected through the request for proposal process, which shall serve as an intermediary for the department. The information shall include inpatient, outpatient and ambulatory information.

177.2(3) The contractor selected through the request for proposal process shall collect, maintain, and disseminate hospital inpatient, outpatient, and ambulatory information pursuant to a memorandum of understanding with the department. The contractor selected through the request for proposal process shall submit data to the department pursuant to the memorandum of understanding.

[ARC 8044C, IAB 5/29/24, effective 7/3/24]

641—177.3(76GA,ch1212) Fees. Fees charged for data provided by the department shall not exceed administrative costs. Such charges may include copying, postage, supervisory, computer programming, time, and medium fees. The department will work to provide requestors with an estimate of the charges to be assessed for copies and labor prior to producing copies of records.

[ARC 8044C, IAB 5/29/24, effective 7/3/24]

641—177.4(76GA,ch1212) Patient confidentiality. The department shall protect patient confidentiality. Confidential records or parts of such records collected as a part of this process shall be kept confidential. All health data shall be collected, maintained, and disseminated only in accordance with Iowa and federal law.

[ARC 8044C, IAB 5/29/24, effective 7/3/24]

These rules are intended to implement 1996 Iowa Acts, chapter 1212, section 5, and Iowa Code section 135.166.

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