



TERRY E. BRANSTAD
GOVERNOR

OFFICE OF THE GOVERNOR

KIM REYNOLDS
LT. GOVERNOR

April 12, 2012

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol Building
LOCAL

Dear Mr. Secretary:

I hereby transmit:

Senate File 2318, an Act relating to the Iowa Health Information Network, providing for fees, and including effective date provisions

The above Senate File is hereby approved this date.

Sincerely,

A handwritten signature in black ink, appearing to read "Terry E. Branstad".

Terry E. Branstad
Governor

cc: Secretary of the Senate
Clerk of the House



Senate File 2318

AN ACT

RELATING TO THE IOWA HEALTH INFORMATION NETWORK, PROVIDING FOR FEES, AND INCLUDING EFFECTIVE DATE PROVISIONS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 135.154, Code 2011, is amended by adding the following new subsections:

NEW SUBSECTION. 01. "*Advisory council*" means the electronic health information advisory council created in section 135.156.

NEW SUBSECTION. 001. "*Authorized*" means having met the requirements as a participant for access to and use of the Iowa health information network.

NEW SUBSECTION. 2A. "*Exchange*" means the authorized electronic sharing of health information between health care professionals, payors, consumers, public health agencies, the department, and other authorized participants utilizing the Iowa health information network and Iowa health information network services.

NEW SUBSECTION. 2B. "*Executive committee*" means the executive committee of the electronic health information advisory council created in section 135.156.

NEW SUBSECTION. 3A. "*Health information*" means health information as defined in 45 C.F.R. § 160.103 that is created or received by an authorized participant.

NEW SUBSECTION. 4A. "*Health Insurance Portability and Accountability Act*" means the federal Health Insurance Portability and Accountability Act of 1996, Pub. L. No. 104-191, including amendments thereto and regulations promulgated thereunder.

NEW SUBSECTION. 4B. "*Hospital*" means licensed hospital as defined in section 135B.1.

NEW SUBSECTION. 4C. "*Individually identifiable health information*" means individually identifiable health information as defined in 45 C.F.R. § 160.103 that is created or received by an authorized participant.

NEW SUBSECTION. 5A. "*Iowa health information network*" or "*network*" means the statewide health information technology network created in this division.

NEW SUBSECTION. 5B. "*Iowa Medicaid enterprise*" means the Iowa Medicaid enterprise as defined in section 249J.3.

NEW SUBSECTION. 5C. "*Participant*" means an authorized health care professional, payor, patient, health care organization, public health agency, or the department that has agreed to authorize, submit, access, or disclose health information through the Iowa health information network in accordance with this chapter and all applicable laws, rules, agreements, policies, and standards.

NEW SUBSECTION. 5D. "*Patient*" means a person who has received or is receiving health services from a health care professional.

NEW SUBSECTION. 5E. "*Payor*" means a person who makes payments for health services, including but not limited to an insurance company, self-insured employer, government program, individual, or other purchaser that makes such payments.

NEW SUBSECTION. 5F. "*Protected health information*" means protected health information as defined in 45 C.F.R. § 160.103 that is created or received by an authorized participant.

NEW SUBSECTION. 5G. "*Public health agency*" means an entity that is governed by or contractually responsible to a local board of health or the department to provide services focused on the health status of population groups and their environments.

NEW SUBSECTION. 5H. "*Purchaser*" means any individual, employer, or organization that purchases health insurance or services and includes intermediaries.

Sec. 2. Section 135.155, subsection 2, unnumbered paragraph 1, Code 2011, is amended to read as follows:

To be effective, the Iowa health information ~~technology system~~ network shall comply with all of the following principles:

Sec. 3. Section 135.155, subsection 3, Code 2011, is amended to read as follows:

3. Widespread adoption of health information technology is critical to a successful Iowa health information ~~technology~~