

SB 360 – AS AMENDED BY THE SENATE

03/27/14 1186s

2014 SESSION

14-2708
01/08

SENATE BILL **360**

AN ACT relative to the comprehensive health care system.

SPONSORS: Sen. Fuller Clark, Dist 21; Sen. Gilmour, Dist 12; Rep. Muns, Rock 21;
Rep. M. Smith, Straf 6; Rep. Butler, Carr 7; Rep. Sherman, Rock 24

COMMITTEE: Health, Education and Human Services

AMENDED ANALYSIS

This bill clarifies the data collected pursuant to the comprehensive health care information system.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears [~~in brackets and struck through.~~]
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Fourteen

AN ACT relative to the comprehensive health care system.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 Comprehensive Health Care Information System. Amend RSA 420-G:11-a, I to read as
2 follows:

3 I. The department and the department of health and human services shall enter into a
4 memorandum of understanding for collaboration in the development of a comprehensive health care
5 information system. The memorandum of understanding shall include a description of the data sets
6 that will be included in the comprehensive health care information system, the criteria and
7 procedures for the development of limited use data sets, the criteria and procedures to ensure that
8 Health Insurance Portability and Accountability Act of 1996 (HIPAA) compliant limited use data
9 sets are accessible, and a proposed time frame for the creation of a comprehensive health care
10 information system. To the extent allowed by HIPAA, the data shall be available as a resource for
11 insurers, employers, providers, purchasers of health care, and state agencies to continuously review
12 health care utilization, expenditures, and performance in New Hampshire and to enhance the ability
13 of New Hampshire consumers and employers to make informed and cost-effective health care
14 choices. In presenting data for public access, comparative considerations shall be made regarding
15 geography, demographics, general economic factors, and institutional size. Notwithstanding HIPAA
16 or any other provision of law, the comprehensive health care information system shall not include or
17 disclose any data that contains *patient* direct personal identifiers. For the purposes of this section,
18 “*patient* direct personal identifiers” include information relating to an individual *patient* that
19 contains primary or obvious identifiers, such as the individual’s name, street address, e-mail
20 address, telephone number, and social security number **and shall not be interpreted as**
21 **information relating to individual physicians. Physician’s, hospital’s, and other health**
22 **care provider’s name**, zipcode, and other identifiers available in the New Hampshire
23 comprehensive health care system (CHIS) **shall be provided as part of the public use data set**
24 **to the extent allowed by HIPAA.**

25 2 Effective Date. This act shall take effect 60 days after its passage.