

1 Administration Proposal – Revised VITL Language

2 February 19, 2015

3
4 Sec. 5. 18 V.S.A. § 9375(b) is amended to read:

5 (b) The Board shall have the following duties:

6 * * *

7 (2)(A) Review and approve Vermont’s statewide Health Information
8 Technology Plan pursuant to section 9351 of this title to ensure that the
9 necessary infrastructure is in place to enable the State to achieve the principles
10 expressed in section 9371 of this title. Vermont Information Technology

11 Leaders shall be an interested party in the Board’s review.

12 (B) Review and approve the criteria required for health care
13 providers and health care facilities to create or maintain connectivity to the
14 State’s health information exchange as set forth in section 9352 of this title.

15 Within 90 days of this approval, the Board shall issue an order explaining its
16 decision.

17 (C) Annually review and approve the budget, consistent with
18 available funds, and the core activities associated with public funding and of
19 the Vermont Information Technology Leaders, Inc., which shall include
20 establishing the interconnectivity of electronic medical records held by health
21 care professionals ~~and health care systems~~ and the storage management, and
22 exchange of data received from such health care professionals, for the purpose
23 of improving the quality and efficiently providing health care provided to

1 Vermonters. This review shall take into account Vermont Information
2 Technology Leaders' responsibilities in 18 V.S. A. s. 9352 and shall be
3 conducted according to a process established by the Board by rule pursuant to
4 3 V.S.A. chapter 25.

5 * * *

6 * * * Vermont Information Technology Leaders * * *

7 Sec. 8. 18 V.S.A. § 9352 is amended to read:

8 § 9352. VERMONT INFORMATION TECHNOLOGY LEADERS

9 (a)(1) Governance. ~~The General Assembly and the Governor shall each~~
10 ~~appoint one representative to the~~ Vermont Information Technology Leaders,
11 Inc. (VITL) Board of Directors shall be not less than nine (9) and no more than
12 fourteen (14) members. ~~consist of nine members.~~ The term of each member
13 shall be three years, except that of the members first appointed, four shall serve
14 a term of two years and five shall serve a term of three years. The Board of
15 Directors shall comprise the following:

16 (A) one member of the General Assembly, appointed by the Speaker
17 of the House and the President Pro Tempore of the Senate, who shall be
18 entitled to the same per diem compensation and expense reimbursement
19 pursuant to 2 V.S.A. § 406 as provided for attendance at sessions of the
20 General Assembly;

21 (B) one individual appointed by the Governor;

22 (C) one representative of the business community;

23 (D) one representative of health care consumers;

1 (E) one representative of Vermont hospitals;
2 (F) one representative of Vermont physicians;
3 (G) one practicing clinician licensed to practice medicine in Vermont;
4 (H) one representative of a health insurer;
5 (I) the President of VITL, who shall be *ex officio*, without vote;
6 (J) two open seats and
7 (K) two individuals familiar with health information technology, at
8 least one of whom shall be the chief technology officer for a health care
9 provider.

10 (2) Except for the members appointed pursuant to subdivisions (1)(A)
11 and (B) of this subsection, whenever a vacancy on the Board occurs, the
12 members of the Board of Directors then serving shall appoint a new member
13 who shall meet the same criteria as the member he or she replaces.

14 (b) Conflict of interest. In carrying out their responsibilities under this
15 section, Directors of VITL shall be subject to conflict of interest policies
16 established by the Secretary of Administration to ensure that deliberations and
17 decisions are fair and equitable.

18 (c)(1) Health information exchange operation. VITL shall be designated in
19 the Health Information Technology Plan pursuant to section 9351 of this title
20 to operate the exclusive statewide health information exchange network for
21 this State. ~~The~~ After the Green Mountain Care Board approves VITL's core
22 activities and budget pursuant to chapter 220 of this title, the Secretary of
23 Administration or designee shall enter into ~~procurement~~ grant agreements with

1 VITL pursuant to 8 V.S.A. § 4089k. Nothing in this chapter shall impede local
2 community providers from the exchange of electronic medical data, provided it
3 is in accordance with Vermont’s statewide Health Information Technology
4 Plan and the criteria required for health care providers and health care facilities
5 to create or maintain connectivity to the State’s health information exchange as
6 provided for in section 9352 of this title.

7 (2) Notwithstanding any provision of 3 V.S.A. § 2222 or 2283b to the
8 contrary, upon request of the Secretary of Administration, the Department of
9 Information and Innovation shall review VITL’s technology for security,
10 privacy, and interoperability with State government information technology
11 consistent with the state’s health information technology plan required by 18
12 V.S.A. 9351.

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