

1 TO THE HONORABLE SENATE:

2 The Committee on Health and Welfare to which was referred House Bill
3 No. 901 entitled “An act relating to health information technology and health
4 information exchange” respectfully reports that it has considered the same and
5 recommends that the Senate propose to the House that the bill be amended as
6 follows:

7 First: In Sec. 2, 18 V.S.A. § 9351, in subsection (c), in the third sentence,
8 following “Secretary of Administration; the”, by striking out “Commissioner
9 of Information and Innovation” and inserting in lieu thereof ~~Commissioner of~~
10 ~~Information and Innovation~~ Secretary of Digital Services

11 Second: In Sec. 3, 18 V.S.A. § 9352, in subdivision (c)(2), following
12 “Secretary of Administration, the”, by striking out “Department of Information
13 and Innovation” and inserting in lieu thereof ~~Department of Information and~~
14 ~~Innovation~~ Agency of Digital Services

15 Third: In Sec. 3, 18 V.S.A. § 9352, in subsection (e), following “Secretary
16 of Administration; the”, by striking out “Commissioner of Information and
17 Innovation” and inserting in lieu thereof ~~Commissioner of Information and~~
18 ~~Innovation~~ Secretary of Digital Services

19 Fourth: By striking out Secs. 6–8 in their entirety and inserting in lieu
20 thereof the following:

1 Sec. 6. FUTURE OF HEALTH INFORMATION EXCHANGE NETWORK;
2 LEGISLATIVE INTENT

3 It is essential to the future of health information technology and health
4 information exchange in Vermont that the recommendations of the health
5 information technology report submitted to the General Assembly in
6 accordance with 2017 Acts and Resolves No. 73, Sec. 15 are successfully
7 implemented in a thorough and timely manner. If they are not successfully
8 implemented pursuant to the timeline adopted in the work plan described in
9 Sec. 1 of this act, it is the intent of the General Assembly to eliminate the
10 designation of Vermont Information Technology Leaders, Inc. to operate the
11 exclusive statewide health information exchange network for Vermont
12 pursuant to 18 V.S.A. § 9352.

13 Sec. 7. HEALTH INFORMATION EXCHANGE; CONSENT POLICY;
14 REPORT

15 The Department of Vermont Health Access, in consultation with Vermont
16 Information Technology Leaders, Inc., the Office of the Health Care Advocate,
17 and other interested stakeholders, shall provide recommendations to the House
18 Committees on Health Care and on Energy and Technology and the Senate
19 Committee on Health and Welfare on or before January 15, 2019 regarding
20 whether individual consent to the exchange of health care information through

1 the Vermont Health Information Exchange should be on an opt-in or opt-out
2 basis.

3 Sec. 8. IMPROVING INTEROPERABILITY OF ELECTRONIC HEALTH
4 RECORDS SYSTEMS; REPORT

5 The Department of Vermont Health Access, in consultation with Vermont
6 Information Technology Leaders, Inc. and other interested stakeholders, shall
7 provide recommendations to the House Committees on Health Care and on
8 Energy and Technology and the Senate Committee on Health and Welfare on
9 or before January 15, 2019 regarding ways to improve the utility and
10 interoperability of electronic health records and health information exchange in
11 Vermont.

12 Sec. 9. EFFECTIVE DATE

13 This act shall take effect on passage.
14 and that when so amended the bill ought to pass.

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18 (Committee vote: _____)

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Senator _____

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FOR THE COMMITTEE