Introduced by Representative Rogers of Waterville

Referred to Committee on

Date:

Subject: Health; medical data; electronic health records; Agency of Human Services

Statement of purpose of bill as introduced: This bill proposes to direct the Agency of Human Services to develop recommendations regarding the ownership of medical data in electronic health records and to report those recommendations to the General Assembly.

An act relating to recommendations regarding ownership of medical data in electronic health records

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. OWNERSHIP OF MEDICAL DATA IN ELECTRONIC HEALTH RECORDS; REPORT

(a) The Agency of Human Service shall develop recommendations regarding the ownership of medical data in electronic health records. The Agency shall consider:
(1) any federal laws applicable to the ownership of medical records or of medical data in electronic health records and the extent to which those federal laws permit states to legislate in this area;

(2) which current Vermont laws, if any, relate to the ownership of medical records or of medical data in electronic health records; if there are none, what that means about the current state of the law in Vermont on this topic;

(3) options for future legislation clarifying ownership of medical data in electronic health records, and the positive and negative implications of each option; and

(4) such other issues on the topics of ownership of medical records, medical data, and electronic health records as the Agency deems appropriate.

(b) On or before December 1, 2021, the Agency of Human Services shall report its findings and recommendations for legislative action to the House Committees on Health Care and on Judiciary and the Senate Committees on Health and Welfare and on Judiciary.

Sec. 2. EFFECTIVE DATE

This act shall take effect on passage.