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**COMMITTEE AMENDMENT " ." TO LD 541, An Act To Improve Health Care Data Analysis**

Amend the bill in Part A by inserting after section A-2 the following:

**Sec. A-3.** 22 MRSA §1406-A is enacted to read:

**§1406-A. Reporting Data to the Maine Health Data Organization**

The department shall report cancer-incidence registry data, including personally identifying medical or protected health information, to the Maine Health Data Organization, referred to in this section as the “MHDO”, in accordance with the rule adopted pursuant to section 8715-A. The data reported must be assigned an MHDO identifier and integrated with other MHDO data. The data reported may be released only in accordance with the rule adopted by MHDO on release of data to the public pursuant to section 8707.

**Sec. A-4.** 22 MRSA §2706, sub-§2-A is enacted to read:

**2-A. Reporting Data to the Maine Health Data Organization.** The state registrar shall report data related to the registration of vital statistics, including personally identifying medical or protected health information, to the Maine Health Data Organization, referred to in this section as “MHDO”, in accordance with the rule adopted pursuant to section 8715-A. The data reported must be assigned an MHDO identifier and integrated with other MHDO data. The data reported may released only in accordance with the rule adopted by MHDO on release of data to the public pursuant to section 8707.

Amend the bill by striking out section A-7 and inserting in its place the following:

**Sec. A-7.** 22 MRSA §8715-A is enacted to read:

**§8715-A. Reporting of cancer data and vital statistics data**

**1.Reporting; joint rulemaking authority.** The organization and the Department of Health and Human Services may adopt a joint rule to require the reporting to the organization of data from the cancer-incidence registry established pursuant to section 1404 and data related to the registration of vital statistics pursuant to section 2701. The rule adopted pursuant to this section is a routine technical rule as described in Title 5, chapter 375, subchapter 2-A.

**2. Confidentiality of data reported.** Data reported to the organization in accordance with subsection 1 is the organization’s data and must be protected by privacy and security measures consistent with health care industry standards. The data is confidential and may be released only in accordance with the organization’s rule on release of data to the public adopted pursuant to section 8707 as long as that rule is updated before any such cancer data or vital statistics data is released.

Amend the bill in Part A in section A-8 in that part designated §8718 in subsection 3 and 4 by striking out all of subsection 3 and 4 (lines 7-12 on page 2 of the LD) and inserting in their place the following:

**3. Terms.** Except for Legislators, members of the advisory committee appointed by the board serve 5-year terms except for initial appointments. Initial appointments must include one member appointed to a 3-year term, 2 members appointed to 4-year terms and 3 members appointed to 5-year terms. A member may not serve more than 2 consecutive terms. The terms of Legislators serving as a member of the advisory committee coincide with their legislative term of office.

**4. Compensation.** Except for Legislators, members of the advisory committee are eligible for compensation according to the provisions of Title 5, chapter 379.

Amend the bill in Part A by renumbering the sections to read consecutively.

#### **SUMMARY**

This amendment adds language clarifying the authority of the Department of Health and Human Services to report cancer-incidence registry data and vital statistics data to the Maine Health Data Organization. The amendment provides authorization for the Maine Health Data Organization and the Department of Health and Human Services to jointly adopt a rule with respect to reporting this data to the Maine Health Data Organization and designates the data as confidential. The data may be released to the public only in accordance with Maine Health Data Organization's rules governing release of data to the public.

The amendment also makes technical changes to clarify the terms and compensation of Legislators serving on the advisory committee established in the bill.