AN ACT

RELATING TO HEALTH; ESTABLISHING THE HEALTH RECORD
INTEROPERABILITY COMMISSION TO CONVENE STAKEHOLDERS AND DEVELOP
A PLAN FOR THE INTEROPERABILITY OF ELECTRONIC HEALTH RECORDS
ACROSS HEALTH CARE PROVIDERS STATEWIDE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. [NEW MATERIAL] HEALTH RECORD INTEROPERABILITY
COMMISSION--ESTABLISHMENT--MEMBERSHIP--REPORTING.--

A. By August 1, 2015, the secretary of health shall
convene a "health record interoperability commission" to
develop a plan for implementing, by January 1, 2017, an
interoperable electronic health record system among health care
providers statewide.

B. By November 1, 2015, the commission shall make a
written report, and upon request an oral report, of its

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1   findings and provide the report to the governor, the

2   legislative health and human services committee and the

3   legislative finance committee. The report shall include:

4   (1) a definition for "interoperability" that

5   provides for the practicable achievement of an information

6   technology infrastructure that provides health care providers

7   statewide with access to a patient's electronic health records

8   from as wide an extent of the patient's other health care

9   providers as possible;

10   (2) the identification of a minimum data set

11   that should be contained in an electronic health record to

12   allow meaningful use of electronic health records; and

13   (3) recommendations for:

14   (a) achieving maximum cooperation among

15   health care providers in supplying data to the interoperable

16   electronic health record system and accessing the system when

17   providing health care. These recommendations shall include a

18   recommendation as to the most effective incentives or penalties

19   to ensure timely access to the defined minimum data set;

20   (b) information technology system and

21   system operator capabilities;

22   (c) funding for full establishment,

23   integration and operation of the interoperable electronic

24   health records system. These recommendations shall include

25   recommendations for ensuring system operator solvency and

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1   oversight for the ongoing viability of the system;

2   (d)   removing financial and

3   telecommunications access barriers to ensure that health care

4   providers that are single- or small-group proprietors or that

5   are located in rural and frontier areas are able to participate

6   fully;

7   (e)   increasing interoperable electronic

8   health records system efficiency and quality of outcomes;

9   (f)   improving health care providers'

10   ability to avoid adverse events; and

11   (g)   timely access to information from

12   all of a patient's health care providers.

13   C.   At a minimum, the secretary of health shall

14   invite to participate as members of the commission

15   representatives from the following entities:

16   (1)   the human services department;

17   (2)   the office of superintendent of insurance;

18   (3)   the interagency benefits advisory

19   committee;

20   (4)   the corrections department;

21   (5)   an entity with experience in operating a

22   health information exchange in the state;

23   (6)   New Mexico health care provider licensing

24   boards;

25   (7)   health insurers operating in the state;

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(8)   the New Mexico primary care association;

(9)   the New Mexico hospital association; and

(10)   the New Mexico pharmacists association.

D.   As used in this section, "health care provider" means:

(1)   a hospital or other health facility licensed by the department of health;

(2)   an individual or group of individuals licensed, certified or otherwise authorized to deliver health care in the ordinary course of business; and

(3)   a laboratory.

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