

Workgroup Charge

- Review and comment on privacy and security topics related to the development and implementation of statewide strategic and operational plans for health information exchange and topics related to the support for Minnesota providers and hospitals efforts to meet the privacy and security requirements of “meaningful use”.
- Provide comment and feedback on the development of federal privacy and security rules and guidance developed pursuant to the American Recovery & Reinvestment Act (ARRA) and the Health Information Technology for Economic and Clinical Health Act (HITECH).
- Support providers and health care stakeholders in the implementation of privacy and security criteria established to qualify as a “meaningful user” of an Electronic Health Record (EHR) under HITECH.
- Ensure the needs of consumers, providers and health care stakeholder needs are fully considered in the development of privacy and security informational/educational resources and tools.

Background

Consumer acceptance and trust are the foundation for the successful development and implementation of EHR’s and other Health Information Technologies (HIT). Privacy and security protections afforded to a patients’ health information are important factors in earning that trust. Patients and consumers have a strong interest in how the privacy, confidentiality, and integrity of their information will be addressed and integrated into the implementation of EHR’s and other HIT.

The HITECH Act included an expansion in federal HIPAA laws, and requires the Office of the National Coordinator (ONC) and the federal Department of Health and Human Services (HHS) to develop rules and guidance to implement the new law. The HITECH Act also includes provisions for the development of an incentive/grant program to promote the adoption and effective use of health information technology.

This year, the MPSP is chartered as a workgroup that will focus their efforts on several key privacy and security activities including but not limited to: reviewing and commenting on the statewide strategic and operational plans as a part of the HITECH Act 3013 grant program, modification of Health Information Security and Privacy Collaborative (HISPC) resources and tools for consumers, and information and resources to support providers and hospitals in meeting the privacy and security requirements for the meaningful use of EHRs. The 2009-2010 Minnesota Privacy and Security Advisory Group will require participation of experts in the area of privacy, security and HIT as well as other interested stakeholders.

Tasks, Deliverables and Timeline through June 2010

- As needed, review and comment on:
 - Privacy and security resources and tools to inform and educate physicians and hospitals that help them meet the requirements of “meaningful use”.
 - Minnesota e-health consumer privacy and security information tools and resources building on existing work such as the Health Information Security and Privacy Collaboration (HISPC) consumer education tools and resources.
 - Identified coordinated response to federal requests for public comment on proposed rules and guidance pursuant to the HITECH Act.
 - Privacy and security topics and issues as identified by Minnesota e-Health Initiative Advisory Committee and staff.
 - Privacy and security portions of federal grant applications.
 - The development and implementation of the privacy and security portions of the state strategic and operational plans including:
 - Harmonizing federal and state laws
 - Objectives, measures and standards for meaningful use
 - Reporting requirements

- Legal and policy domain including but not limited to:
 - Issues related to intra and interstate health information exchange
 - Standard policies and procedures for health information exchange
 - Standard language for trust agreements, i.e. business associate, data sharing, data use and reciprocal support agreements
 - Compliance with all applicable state and federal privacy and security policies
 - Exchange requirements with federal care delivery organizations such as the VA and Indian Health Services
- Ongoing: Work in concert with the Regional Extension Center (REC) to meet the privacy and security requirements of the (3013) and REC (3012) grant programs.
- January 2010: Review and comment on the privacy and security activities and deliverables in the MDH report to the Minnesota Legislature.
- Quarterly: Provide updates to the Minnesota e-Health Advisory Committee.
- Identify communication, education and collaboration opportunities to address common topics and issues with other advisory and workgroups.

Workgroup Member Expectations

- Serve a one-year term: September 2009 – June 2010.
- Participate in meetings and conference calls as needed.
- Bring the perspective of the stakeholder group you represent to all discussions and decisions.
- Keep the statewide interests of the e-Health Initiative with a focus on exchange foremost in your decisions and recommendations.
- Review meeting materials ahead of time and be prepared to contribute clear and focused ideas for discussion.

Value in Participating

- Proactively help shape future policy directions that can have a major impact on your organization.
- Enable your organization to be more prepared to respond to privacy and security requirements as they are established.

Workgroup Leadership

Co-Chairs:

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| Laurie Beyer-Kropuenske Director, Information Policy Analysis Division Minnesota Department of Administration | Darrell Shreve Vice President of Health Policy Aging Services of Minnesota |
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Approximately 20-25 stakeholders will be invited from across the spectrum of care based on expertise and subject matter knowledge to participate on the workgroup. Meetings are open to the public and all participants are welcome.

Workgroup Staff

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