

1 SENATE CORPORATIONS AND TRANSPORTATION COMMITTEE SUBSTITUTE FOR  
2 SENATE BILL 309

3 **52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015**

4  
5  
6  
7  
8  
9  
10 AN ACT

11 RELATING TO HEALTH; REQUIRING THE DEVELOPMENT OF A PLAN FOR THE  
12 INTEROPERABILITY OF ELECTRONIC HEALTH RECORDS ACROSS HEALTH  
13 CARE PROVIDERS STATEWIDE.

14  
15 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

16 SECTION 1. [NEW MATERIAL] HEALTH RECORD INTEROPERABILITY  
17 PLAN--REPORTING.--

18 A. The secretary of health shall develop a plan for  
19 implementing an interoperable electronic health record system  
20 among health care providers statewide in accordance with  
21 federal guidelines for shared data sets and interoperability.

22 B. The secretary of health shall make a written  
23 report and, upon request, an oral report, regarding the details  
24 of the plan and provide the report to the governor, the  
25 legislative health and human services committee and the

.201173.1

underscored material = new  
[bracketed material] = delete

1 legislative finance committee. The report shall include  
2 recommendations for:

3 (1) achieving maximum cooperation among health  
4 care providers in supplying data to the interoperable  
5 electronic health record system and accessing the system when  
6 providing health care. These recommendations shall include a  
7 recommendation as to the most effective incentives or penalties  
8 to ensure participation;

9 (2) information technology system and system  
10 operator capabilities;

11 (3) funding for full establishment,  
12 integration and operation of the interoperable electronic  
13 health record system;

14 (4) provisions for system sustainability and  
15 oversight to ensure the ongoing viability of the system;

16 (5) removing financial and telecommunications  
17 access barriers to ensure that health care providers that are  
18 single- or small-group proprietors or that are located in rural  
19 and frontier areas are able to participate fully;

20 (6) increasing interoperable electronic health  
21 record system efficiency and quality of outcomes;

22 (7) improving health care providers' ability  
23 to avoid adverse events; and

24 (8) timely access to information from all of a  
25 patient's health care providers.

.201173.1

1           C. At a minimum, the secretary of health shall  
2 invite to participate in the development of the plan for an  
3 interoperable electronic health record system representatives  
4 from the following entities:

- 5                     (1) the human services department;
- 6                     (2) the office of superintendent of insurance;
- 7                     (3) the interagency benefits advisory  
8 committee;
- 9                     (4) the corrections department;
- 10                    (5) an entity with expertise in health  
11 information exchanges;
- 12                    (6) diagnostic services providers, as the  
13 secretary of health defines that term;
- 14                    (7) the New Mexico medical society;
- 15                    (8) laboratories whose principal places of  
16 business are in the state;
- 17                    (9) health insurers operating in the state;
- 18                    (10) the New Mexico primary care association;
- 19                    (11) the New Mexico hospital association; and
- 20                    (12) the New Mexico pharmacists association.