



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
SB1862

Introduced 2/25/2005, by Sen. Susan Garrett

SYNOPSIS AS INTRODUCED:

20 ILCS 2310/2310-33 new

Amends the Department of Public Health Powers and Duties Law. Authorizes the Department of Public Health to establish reasonable rates for certain persons and entities requesting electronic access to certain types of patient data collected under the Illinois Health Finance Reform Act. Requires all moneys received by the Department from such procedures to be deposited into the Public Health Special State Projects Fund. Provides that the Department shall comply with State and federal laws to protect patient confidentiality. Effective immediately.

LRB094 11494 RSP 42443 b

FISCAL NOTE ACT
MAY APPLY

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Department of Public Health Powers and
5 Duties Law of the Civil Administrative Code of Illinois is
6 amended by adding Section 2310-33 as follows:

7 (20 ILCS 2310/2310-33 new)

8 Sec. 2310-33. Access to patient claims and encounter data.

9 To establish reasonable billing rates for persons requesting
10 electronic access to patient data collected under Section 4-2
11 of the Illinois Health Finance Reform Act for use by a
12 requesting entity, including, but not limited to, an agency,
13 academic research organization, or private sector
14 organization, and for producing studies, data products, or
15 analyses of such data. All moneys received by the Department
16 from the billing authorized under this Section must be
17 deposited into the Public Health Special State Projects Fund.
18 In providing electronic access to patient claims and encounter
19 data, the Department shall undertake all steps necessary under
20 State and federal law, including the Gramm-Leach-Bliley Act (12
21 U.S.C. §1811 et. seq.) and the Health Insurance Portability and
22 Accountability Act privacy regulations (45 C.F.R. Part 164), to
23 protect patient confidentiality in order to prevent the
24 identification of individual patients.

25 Section 99. Effective date. This Act takes effect upon
26 becoming law.