

FILED FEB 21 2006

SENATE FILE 2250
BY COMMITTEE ON HUMAN RESOURCES

(SUCCESSOR TO SSB 3051)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act providing for the release of certain morbidity and
2 mortality study information to the Iowa healthcare
3 collaborative.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SENATE FILE 2250

S-5012

1 Amend Senate File 2250 as follows:

2 1. Page 1, line 11, by striking the words "or its
3 successor organization".

4 2. Page 1, by striking lines 21 through 24 and
5 inserting the following: "Iowa healthcare
6 collaborative" means an organization which is exempt
7 from federal income taxation under section 501(c)(3)
8 of the Internal Revenue Code and which is established
9 to provide direction to promote quality, safety, and
10 value improvement".

11 3. Page 1, line 32, by striking the words "or its
12 successor organization".

By JAMES SEYMOUR

S-5012 FILED FEBRUARY 22, 2006

SF 2250

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TLSB 6181SV 81

rn/gg/14

1 Section 1. Section 135.40, Code 2005, is amended to read
2 as follows:

3 135.40 COLLECTION AND DISTRIBUTION OF INFORMATION.

4 Any person, hospital, sanatorium, nursing or rest home or
5 other organization may provide information, interviews,
6 reports, statements, memoranda, or other data relating to the
7 condition and treatment of any person to the department, the
8 Iowa medical society or any of its allied medical societies,
9 ~~or~~ the Iowa osteopathic medical association, ~~or~~ any in-
10 hospital staff committee, or the Iowa healthcare collaborative
11 or its successor organization, to be used in the course of any
12 study for the purpose of reducing morbidity or mortality, and
13 no liability of any kind or character for damages or other
14 relief shall arise or be enforced against any person or
15 organization by reason of having provided such information or
16 material, or by reason of having released or published the
17 findings and conclusions of such groups to advance medical
18 research and medical education, or by reason of having
19 released or published generally a summary of such studies.

20 For the purposes of this section, and section 135.41, the
21 "Iowa healthcare collaborative" means a partnership
22 organization or association between the Iowa hospital
23 association and the Iowa medical society established to
24 provide direction to quality, safety, and value improvement
25 collaborative efforts by hospitals and physicians.

26 Sec. 2. Section 135.41, Code 2005, is amended to read as
27 follows:

28 135.41 PUBLICATION.

29 The department, the Iowa medical society or any of its
30 allied medical societies, ~~or~~ the Iowa osteopathic medical
31 association, ~~or~~ any in-hospital staff committee, or the Iowa
32 healthcare collaborative or its successor organization shall
33 use or publish said material only for the purpose of advancing
34 medical research or medical education in the interest of
35 reducing morbidity or mortality, except that a summary of such

1 studies may be released by any such group for general
2 publication. In all events the identity of any person whose
3 condition or treatment has been studied shall be confidential
4 and shall not be revealed under any circumstances. A
5 violation of this section shall constitute a simple
6 misdemeanor.

7 EXPLANATION

8 This bill adds the Iowa healthcare collaborative to the
9 list of entities which may receive and publish information
10 relating to a morbidity or mortality study. According to Code
11 section 135.40, a person, hospital, sanatorium, nursing or
12 rest home, or other organization may provide specified
13 information relating to the condition and treatment of any
14 person to entities listed in the section to now include the
15 Iowa healthcare collaborative pursuant to the bill, to be used
16 in a study for the purpose of reducing morbidity or mortality,
17 without liability. In Code section 135.41, the same entities,
18 now to include the Iowa healthcare collaborative, may use or
19 publish the information under specified circumstances and on a
20 confidential basis regarding individuals involved as subjects
21 in the study.

22 The bill defines the "Iowa healthcare collaborative" as a
23 partnership organization or association between the Iowa
24 hospital association and the Iowa medical society established
25 to provide direction to quality, safety, and value improvement
26 collaborative efforts by hospitals and physicians.

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Seymour co-chair
Dotzler co-chair
Johnson
Bolkeom

SSB# 3051

Human Resources
succeeded By

SENATE FILE

(SF) HF ~~305~~/2250

BY (PROPOSED COMMITTEE ON
HUMAN RESOURCES BILL BY
CO-CHAIRPERSON SEYMOUR)

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