

# Interim Solutions Work Group Report

Privacy and Security Solutions for  
Interoperable

Health Information Exchange

*Deliverable No. 3*

# Key Finding

Importance of Privacy, Confidentiality,  
and Security

# Result of Key Finding

- Led Joint Work Group to look for any “leakages” in information.
- Supplemented focus upon “barriers” to free flow of personal health information (Protected Health Information [PHI] in HIPAA).

# Proposed Solutions: State Law

- State law to permit e-prescribing.
- Possible State Law to limit or define appropriate types of PHI to be sent to employers, based on need.
- Possible State Law to bring authorization and consent sections of behavioral health law, involving both patients in state-operated facilities and in general, in line with HIPAA.

# Proposed Solutions: Protocols

- Set of protocols to define type and amount of information to be shared with law enforcement and corrections staff and under what circumstances.
- Exchange of information between and among state agencies and branches of government as part of oversight function. Role of FOIA.

# Proposed Solutions: Education

- Enhance sharing of PHI for “treatment” purposes.
  - Many providers limit such information
  - HIPAA permits such sharing
- Sharing of information of HIV patients for “treatment.”
  - Will require further work to determine limits of sharing.

# Proposed Solutions: Work in Progress

- Behavioral health/substance abuse issues.
- HIV issues.
- Role of Public Health.
  - Interstate compacts to share lab results
  - Registries
- Medicaid State Amendment: Increased review of patient-specific data.

# Role of WVHIN

- Carry on work of Joint Solutions/Implementation Work Group beyond contractual time limits of HISPC Project.
- Incorporate Joint Solutions/Implementation Work Group as *ad hoc* committee or sub-committee of WVHIN.