

ADOPTED 12/1/11

Resolution Number 2011-12

Resolution Creating the  
ILHIE Data Security and Privacy Committee  
of the Illinois Health Information Exchange Authority

WHEREAS, the Illinois Health Information Exchange and Technology Act (20 Illinois Compiled Statutes 3860/1 et seq., the "Act") expressly provides that the State of Illinois has an interest "to protect and keep health information secure"; and

WHEREAS, the Act created the Illinois Health Information Exchange Authority (the "Authority") and empowered the Authority to establish the Illinois Health Information Exchange (the "ILHIE") "to serve as a State-level electronic medical records exchange providing for the transfer of health information, medical records, and other health data in a secure environment"; and

WHEREAS, the Act directs the Authority to "create and administer the ILHIE using information systems and processes that are secure, are cost effective, and meet all other relevant privacy and security requirements under State and federal law"; and

WHEREAS, the Act directs the Authority to "establish minimum standards for accessing the ILHIE to ensure that the appropriate security and privacy protections apply to health information, consistent with applicable federal and State standards and laws"; and

WHEREAS, the Authority, in recognition of its duty to address the use and protection of health information in the ILHIE, wishes to establish a committee of the Board specifically charged with reviewing and recommending to the Board appropriate policies with regard to the use and protection of health information in the ILHIE; and

WHEREAS, the By-laws of the Authority authorize the Board to form committees and advisory bodies to conduct the business of the Authority; and

WHEREAS, the Board believes that the formation of an ILHIE Data Security and Privacy Committee, including in its membership one or more Directors as well as members of the Board's Advisory Committee and other stakeholder representatives, would be desirable to advance the business of the Authority;

**BE IT RESOLVED BY THE ILLINOIS HEALTH INFORMATION EXCHANGE  
AUTHORITY, AS FOLLOWS:**

Section 1. Authority. This resolution is adopted pursuant to Section 15(e) of the Illinois Health Information Exchange and Technology Act, 20 Illinois Compiled Statutes 3860/1 et seq. (the "Act").

ADOPTED 12/1/11

Section 2. Creation of ILHIE Data Security and Privacy Committee.

An ILHIE Data Security and Privacy Committee of the Board is hereby created to make recommendations to the Board with respect to the following matters.

The ILHIE Data Security and Privacy Committee shall serve in an advisory capacity to the Board on the policies of the Board with respect to the use and protection of health information, medical records, and other health data in the possession or control of the ILHIE. The Committee's role is to review, evaluate and recommend ILHIE data privacy and security policies, and to oversee the development of new ILHIE data privacy and security policy recommendations with appropriate collaboration with State of Illinois stakeholders, policy developers and implementers. The Committee may in its discretion, among other acts: solicit subject matter expert and stakeholder testimony on selected issues; document, track and maintain a list of relevant federal and state HIE and privacy and security laws that affect or may affect HIE privacy and security policies in Illinois, including law harmonization; propose HIE privacy and security policy priorities; and recommend HIE privacy and security policies for adoption as regulations by the Authority or for legislative action by the Illinois General Assembly.

The Committee's actions and recommendations shall be consistent with and subject to the requirements of the Illinois Health Information Exchange and Technology Act.

The membership of the Committee consists of at least three members, at least one of whom shall be a Director.

Section 3. Composition of ILHIE Data Security and Privacy Committee. The Chair of the Committee shall be Dr. Nicholas Panomitros. The Chair of the Committee shall enjoy in his or her discretion the power to select the Committee's remaining members and to adopt its operating rules and procedures.

Section 4. Enactment. This resolution shall take effect immediately. If any section, paragraph or provision of this resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this resolution.

Adopted this 1st day of December, 2011, by a majority vote of the appointed members as follows:

Ayes:	7
Nays:	0
Abstain:	0
Absent:	1
Vacancies:	1

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Mark A. Chudzinski  
Secretary