

**Legal Working Group Meeting
November 8, 2006**

Participants: Nancy Gillette, Rick Sites, Jim Skidmore, Janice Franke, Pete Mihaly, Tony Shaffer, Sara Plake, Socrates Tuch, Eric Plinke, Debbie Bahnsen, Jeff Kapp, Stephanie Jursek

Phone: Amy Leopard, Terri-Lynn Smiles, Susan Scheutzow, Bethanie Ricketts, Brian Pero,

INTRODUCTIONS

Nancy Gillette welcomed the group and all attendees introduced themselves.

APPROVAL OF OCTOBER 11, 2006 MINUTES

The October 11, 2006 minutes were properly moved, seconded and approved.

HISPC UPDATE –Stephanie Jursek

Stephanie Jursek informed the group that Ohio's *Interim Assessment of Variations Report* was timely submitted to RTI on November 6. Staff is completing the input of data into the assessment tool. A small group of staff and volunteers attended an RTI regional meeting in Indianapolis on November 3, 2006. Ms. Jursek reported on the progress of the Solutions Work Group and noted that the Solutions Interim Report is due Dec 11.

However, an extension may be granted as a result of feedback from all the states at the RTI regional meeting indicating that more time will result in more comprehensive and higher quality reports.

STATE LEVEL RHIO DISCUSSION – Socrates Tuch and Stephanie Jursek

The Legal Workgroup briefly reviewed the worksheets distributed prior to the meeting. Regarding Worksheet 2-1. Rick Sites suggested that appropriate professional societies identify people who might be representative participants. Socrates Tuch then inquired whether certain stakeholder groups are missing from the list. The group agreed that behavioral health is not well represented. It was suggested that the following be added: Ohio Psychiatric Association; governmental entities including the Ohio Department of Mental Health, Ohio Bureau of Workers' Compensation, Ohio Department of Insurance and Ohio Department of Administrative Services; clinicians (the Ohio State Medical Association, the Ohio Osteopathic Association and Ohio Association of Family Physicians can assist in recruiting physicians so that they can identify the data they want to exchange – a key factor for the success of any exchange); freestanding facilities such as ambulatory surgical centers, dialysis, birthing and imaging centers; individuals with technical expertise in infrastructure, data management and document management – perhaps a chief information officer of a health system; organized labor; legal representatives (for legal and privacy expertise); consumer advocates such as legal aid, American Association of Retired Persons (AARP), and mental health advocacy groups; and community health foundations.

For the remainder of the worksheets Mr. Tuch asked that workgroup members submit responses or suggestions on the worksheets to Stephanie Jursek.

GOVERNANCE SUBGROUP

Ms. Gillette announced that the LWG co-chairs and Stephanie Jursek determined that the initial development of RHIO recommendations will best be accomplished by a subcommittee of the LWG. Amy Leopard and Tony Shaffer will co-chair a RHIO subgroup and will have a kickoff meeting on Nov 22. Any LWG member interested in participating in the RHIO discussion is welcome and should either sign up on the sheet at the meeting or email Stephanie Jursek. Also, a separate group, Organizational Structure Working Group, formed as a result of the statewide OHHIT meeting on October 23, 2006 is studying a RHIO issue, in particular, what a state RHIO should do.

Ms. Jursek then reviewed the calendar for the LWG until the end of HISPC contract. For November/December, the primary work will be done by the RHIO subgroup. The full LWG will meet for first 15-30 minutes of the scheduled meetings for an update of work and progress. The remainder of the scheduled time will be used by the RHIO subgroup. Thus, members not participating in the subgroup may want to participate by phone for the first part of the meeting. As of January, the full LWG will hold full meetings to review the RHIO recommendations.

Ms. Jursek reported on the statewide OHHIT meeting on October 23, 2006. Notes from the breakout groups were distributed to the LWG.

Respectfully submitted,
Nancy Gillette