

**An Act to Amend the Composition and Duties of the Maine Health Data
Organization Board of Directors**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §8703, sub-§2, as amended by PL 2009, c. 71, §6 is further amended to read:

2. Board of directors. The organization operates under the supervision of a board of directors, which consists of ~~20~~ 9 voting members and one non-voting member.

A. The Governor shall appoint ~~18~~ 8 board members in accordance with the following requirements. Appointments by the Governor are not subject to review or confirmation. Nominations for candidates for board positions may be submitted to the Governor for consideration by any organization or individual.

The Board shall consist of 2 consumer members, 2 employer members, 2 third-party payor members, 2 provider members including one hospital member and one health care practitioner member.

One consumer must be an individual with significant personal experience with the health care system, either as a patient or caregiver, and who is not a provider or regulator of health care services.

One consumer member must be an individual who works for a nonprofit, mission oriented organization represents a specific constituency of consumers or patients and is not a provider or regulator of health care services.

For the purposes of this section, "consumer" means a person who is not affiliated with or employed by a 3rd-party payor, a provider or an association representing those providers or those 3rd-party payors.

B. The commissioner of DHHS shall appoint one member who is an employee of the department to represent the State's interest in maintaining health data and to ensure that information collected is available for determining public health policy.

C. [1999, c. 353, §4 (RP).]

D. The Commissioner of Professional and Financial Regulation, or the commissioner's designee who is an employee of the Department of Professional and Financial Regulation, shall serve as the Board's Vice Chair in a nonvoting, consultative capacity.

Transition: Board appointments made subsequent to the effective date of this section shall include at least five individuals with prior experience on the MHDO board.

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