

**Annual List of Rule-Making Activity**  
**Rules Adopted January 1, 2022 to December 31, 2022**  
*Prepared by the Secretary of State, pursuant to 5 MRS §8053-A sub-§5*

**Agency name:** **Maine Health Data Organization**  
**Umbrella-Unit:** **90-590**  
**Statutory authority:** PL 2021 ch. 423. 22 MRS §8704(4), MHDO has authority to adopt rules necessary for the proper administration and enforcement of the requirements of 22 MRS ch. 1683.  
**Chapter number/title:** **Ch. 120**, Release of Data to the Public  
**Filing number:** **2022-074**  
**Effective date:** 5/28/2022  
**Type of rule:** Major Substantive  
**Emergency rule:** No

**Principal reason or purpose for rule:**

These changes update definitions and several data elements available for release to authorized data recipients based on how our data user's needs have changed; and due to new and existing laws that allow for the collection of certain data elements as well as the release of these data, including PL 2021 Chapter 423 and PL 2017 Chapter 218.

**Basis statement:**

The Maine Health Data Organization (MHDO) is charged with collecting health care data. This chapter governs the release of data that the MHDO is authorized to collect to the public. The purpose of this rule is to specify the permissible uses of the data; the releasable data elements available in MHDO's Level I, II, and III Data Sets; the process for which data requests will be reviewed and if approval the data release; public notice of data requests; the MDDO Data Use Agreement (MHDO DUA), MHDO internal use of the data, and the security and protection of the MHDO Data.

These changes update definitions and several data elements allowable for release to authorized data recipients based on how our data user's needs have changed; and due to new and existing laws that allow for the collection of certain data elements as well as the release of these data, including P> 2021 ch. 423 and PL 2016 ch. 218.

It is anticipated that these updates will align the data collection rules and requirements with the release of these data, as well as respond to the needs of our data users as it relates to their use of the MHDO data, including the study of healthcare disparities and inequities.

**Fiscal impact of rule:**

There is no fiscal impact on state municipalities, counties or small businesses.

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**Agency name:** **Maine Health Data Organization**  
**Umbrella-Unit:** **90-590**  
**Statutory authority:** 22 MRS §§ 8703(1), 8704(1)&(4); 24-A § 6951  
**Chapter number/title:** **Ch. 247**, Uniform Reporting System for Non-Claims Based Primary Care Payments and Other Supplemental Health Care Data Sets  
**Filing number:** **2022-242**  
**Effective date:** 12/20/2022  
**Type of rule:** Routine Technical  
**Emergency rule:** No

**Principal reason or purpose for rule:**

The primary reason for this rulemaking is for the MHDO Board to adopt the changes to 90-50 CMR ch. 247, needed because of PL 2021 ch. 603. Once the changes are adopted by the board, the rule will align with the law.

**Basis statement:**

This chapter contains the provisions for filing non-claims-based payment information and other supplemental health care data sets.

**Fiscal impact of rule:**

This rule will not have a fiscal impact on municipalities or counties, or any adverse economic impact on small businesses.