

[S.D. Codified Laws §§ 1-43-19 through 1-43-33.]

§§ 1-43-19 through 1-43-33: Department of Health

§ 1-43-19. Comprehensive health data system established—Purpose.

The Department of Health shall coordinate the establishment and maintain oversight of a comprehensive health data system for the purposes of:

- (1) Health care planning, policy development, policy evaluation, and research by federal, state, and local governments;
- (2) Monitoring payments for health services by the federal and state governments;
- (3) Assessing and improving the quality of health care;
- (4) Measuring and optimizing access to health care;
- (5) Supporting public health functions and objectives;
- (6) Improving the ability of health plans, health care providers, and consumers to coordinate, improve, and make choices about health care; and
- (7) Monitoring costs at provider and plan levels.

§ 1-43-20. Public or private entities allowed to implement and maintain health care data system.

In establishing a health care data system pursuant to § 1-43-19, the Department of Health may by contract or agreement authorize any person or any public or private entity or any combination of persons or entities to implement and maintain any portion of the health care data system.

§ 1-43-21. Promulgation of rules for establishment, maintenance and use of health care data system.

The Department of Health shall promulgate rules pursuant to chapter 1-26 to provide for the establishment, maintenance, and use of a health care data system pursuant to §§ 1-43-19 and 1-43-20. The rules shall include:

- (1) A listing of specific data elements to be reported;
- (2) Criteria for authorizing persons or entities to undertake health care data collection;
- (3) Criteria and procedures for maintaining confidentiality; and

(4) Procedures and requirements governing the structure and objectives of the health care data system and the reporting, collections, analysis, quality assurance, and dissemination of data and information related to the health care data system.

§ 1-43-24. Annual health data system report available to public.

Annual reports of data collected pursuant to §§ 1-43-19 to 1-43-21, inclusive, shall be available to the public. Any data released shall be presented in a manner such that no person may be identified.

§ 1-43-31. Information excepted from health data system reporting requirements.

Nothing established in §§ 1-43-19 and 1-43-33, or in any rules promulgated pursuant thereto requires any health facility as defined in chapter 34-12 to provide any information which would violate the provisions of § 36-4-26.1.

§ 1-43-32. Contingent implementation of comprehensive health data system.

Implementation of the comprehensive health data system shall be contingent upon the receipt of federal or other funds by the Department of Health or other relevant state agencies to the extent necessary to carry out the provisions of §§ 1-43-19 and 1-43-33.

§ 1-43-33. Promulgation of rules for comprehensive health data system.

The Department of Health shall promulgate rules, pursuant to chapter 1-26, to specify criteria, procedures, and forms for submitting health related data and to establish standards for information collection.