



January 25, 2022

Wayne A. Smith
President & CEO

The Honorable Krista Griffith
411 Legislative Avenue
Dover, DE 19901

RE: Concerns with HB 262

Dear Representative Griffith,

Nemours Children's Health, Delaware
Mark Mumford,
Executive Vice President
Chief Executive,
Nemours Delaware
Valley Operations

On behalf of Delaware's hospitals and health systems, thank you for the opportunity to express our concerns with HB 262 as currently written.

Bayhealth
Terry Murphy,
President & CEO

While we thank you for your efforts to protect personal data, we have concerns that the bill currently does not include a general exemption for those subject to HIPAA. Under the federal Health Insurance Portability and Accountability Act (known as HIPAA), there is a national standard to protect sensitive patient health information from being disclosed without the patient's consent or knowledge. Hospitals and other health care providers are already governed by these stringent privacy protection requirements. Therefore, adding another layer of regulation would be unnecessary and burdensome. Furthermore, adding a general HIPAA exemption would be consistent with other areas of the Delaware code that deal with data security.

Beebe Healthcare
David A. Tam,
MD, MBA,
President & CEO

Again, we would appreciate the inclusion of a HIPAA exemption in HB 262 and would be pleased to address any questions you may have.

ChristianaCare
Janice E. Nevin,
MD, MPH
President & CEO

Sincerely,

TidalHealth Nanticoke
Penny Short, MSM, BSN,
RN
President & CEO

A handwritten signature in blue ink that reads 'Wayne A. Smith'.

Saint Francis Healthcare
James Woodward
Acting President

Wayne A. Smith
President & CEO

Wilmington Veterans Affairs Medical Center
Vincent Kane
Director

DHA represents hospitals and health care delivery systems in Delaware and provides policy and advocacy leadership in creating an excellent environment to support our members in helping every Delawarean to be as healthy as they can be.

Delaware Healthcare Association
Wayne A. Smith
President & CEO

