Interoperability Matters
Public Advisory Forum
7/23/2020
How To Participate Today

Problems or Questions? Contact the Sequoia Project Team at:
interopmatters@sequoiaproject.org
# Leadership Council Members

<table>
<thead>
<tr>
<th>Organization</th>
<th>Council Member</th>
<th>Alternate</th>
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<tr>
<td>American Medical Association</td>
<td>Michael Hodgkins – Co-chair</td>
<td>Matt Reid</td>
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<td>athenahealth</td>
<td>Kedar Ganta</td>
<td>Greg Carey</td>
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<td>Azuba</td>
<td>Bart Carlson</td>
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<td>Bay Health Medical Center</td>
<td>Sue Saxton</td>
<td>Robin Yarnell</td>
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<td>Blue Cross Blue Shield Association</td>
<td>Rich Cullen</td>
<td>Matthew Schuller</td>
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<td>Cedarbridge Group</td>
<td>Carol Robinson</td>
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<td>Cerner</td>
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<td>Collective Medical</td>
<td>Vatsala Pathy</td>
<td>Kat McDavitt</td>
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<td>CommonSpirit</td>
<td>Sean Turner</td>
<td>Ryan Stewart</td>
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<td>Cenevia</td>
<td>Rene Cabral-Daniels</td>
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<td>CRISP</td>
<td>David Horrocks</td>
<td>Ryan Bramble</td>
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<td>Delaware Health Information Network (DHIN)</td>
<td>Jan Lee</td>
<td>Randy Farmer</td>
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<td>eClinicalWorks</td>
<td>Navi Gadhiok</td>
<td>Tushar Malhotra</td>
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<td>eHealth Exchange</td>
<td>Jay Nakashima</td>
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<td>EHNAC</td>
<td>Lee Barrett – Co-chair</td>
<td>Debra Hopkinson</td>
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<td>HITRUST Alliance</td>
<td>Michael Parisi</td>
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<td>Humana</td>
<td>Nancy Beavin</td>
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<td>Blake Hall</td>
<td>Joan Rodriguez-Vogel</td>
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<td>Julie Lowry</td>
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<td>Jamie Ferguson</td>
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<td>Jas Awla</td>
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<td>Shreya Patel</td>
<td>Drew Murray</td>
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<td>NextGate Solutions</td>
<td>Norm Carnick</td>
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<td>NextGen</td>
<td>Dan Werlin</td>
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<td>Valerie Grey</td>
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<td>Chad Peterson</td>
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<td>San Diego Health Connect</td>
<td>Nicholas Hess</td>
<td>Daniel Chavez</td>
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<td>Santa Cruz HIO</td>
<td>Bill Beighe</td>
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<td>Social Security Administration</td>
<td>Stephen Bounds</td>
<td>Jude Soundararajan</td>
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<td>Tara Dragert</td>
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<td>Veterans Administration</td>
<td>Jeffrey Anderson, MD</td>
<td>Cindy Pan</td>
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<td>WOMBA</td>
<td>Moti Mitteldorf</td>
<td>Eli Rowe</td>
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Agenda

- Welcome and Introductions
- Review of Agenda
- Information Blocking Workgroup: Phase 3 Update
- Quick Review of Timelines
- Compliance and Implementation Readiness: Discussion
- RCE Update
- Closing
Information Blocking Workgroup
Phase 3
Information Blocking Workgroup Representatives

**Associations and Orgs - health IT community**
- Anne Kimbol, HITRUST Alliance
- Jeff Coughlin, HIMSS
- Lauren Riplinger, AHIMA
- Scott Stuewe, DirectTrust
- Samantha Burch, AHA
- Jeff Smith, AMIA
- Matt Reid, AMA
- Mari Savickis, CHIME
- Paul Uhrig, The Commons Project, Co-Chair

**Consumers**
- Ryan Howells, CARIN Alliance
- Deven McGraw, Ciitizen

**Health Information Networks and Service Providers**
- Melissa Soliz, Missouri Health Connect
- Dave Cassel, Carequality
- Ammon Fillmore, Indiana Health Information Exchange

**Healthcare Providers / Physicians**
- David Camitta, CommonSpirit, Co-Chair
- Eric Liederman, Kaiser Permanente

**Payers**
- Nancy Beavin, Humana
- Danielle Lloyd, AHIP
- Matthew Schuller, BCBSA

**Public Health**
- John Loonsk, APHL

**Developers**
- Cherie Holmes-Henry, EHRA/NextGen
- Noah Nuechterlein, Epic
- Josh Mast, Cerner
- Jennifer Stoll, OCHIN
- Micky Tripathi, Arcadia.io
- Rita Bowen, MROCorp

**Consultant**
- Brian Ahier, MITRE Corporation

**Federal Government**
- Steve Bounds, SSA
Information Blocking Workgroup: Purpose

✓ Provide input into Sequoia comments to ONC on proposed rule
✓ Identify practical, implementation-level implications of proposed and final information blocking rules, which may or may not be consensus positions
✓ Facilitate ongoing discussions to clarify information blocking policies and considerations prior to and after the Final Rule
Phase 3 Priorities

- Review ONC Final Rule
- Seek sub-regulatory guidance from HHS (ONC/OIG)
- Seek questions from public via a dedicated email box—aggregate and submit to HHS/OIG and ONC
- Address consumer/patient need for clarity re: information blocking
- Identify/develop priority scenarios—work with agencies on clarity
- Provide implementation guidance and resource materials
Information Blocking Workgroup: Agenda—Phase 3

✓ Meeting #11 (1/10/2020)
✓ Meeting #12 (3/20/2020)
✓ Members-Only Webinar on Final Rules (3/25/2020)
✓ Public Webinar on Final Rules (3/31/2020)
✓ Meeting #13 (4/10/2020)
✓ Public Webinar: Extended Q&A (4/17/2020)
✓ Meeting #14 (5/8/2020)
✓ Public Webinar (6/11/2020)
✓ Meeting #15 (6/12/2020)
✓ Meeting #16 (7/10/2020)
• Meetings through end of 2020

Phase 3 Activities To-Date
• Review Phase 2 deliverables
• Plan for Phase 3
• Review ONC Final Rule
• Begin implementation planning
• ID priority questions on Final Rule
• Review enforcement discretion and OIG Proposed Rule
• Provide suggestions for compliance and implementation plans and resources
• Review industry readiness

Focus on implementation and compliance implications of ONC Final Rule.
Quick Review of Timelines
Summary of Recent Actions

ONC
- Publication in Federal Register: 5/1/2020
- Enforcement discretion for Final Rule certification (not information blocking)

CMS
- Publication in Federal Register: 5/1/2020
- Final Rule modified from March version: ADT CoP pushed out by six months
- Enforcement discretion (some provisions)

OIG
- Proposed Rule—information blocking civil monetary penalties: 4/24/2020
- Limited enforcement discretion and delayed effective date
- Comments due: 6/23/2020
Information Blocking and Enforcement Discretion: ONC and OIG

- **Information Blocking Compliance**: Six months after 5/2/2020 Federal Register publication date
  
- **Conditions of Certification** relevant to Information Blocking
  - **Compliance**: Information blocking, APIs, assurances
    - Compliance: 11/2/2020
  - **Enforcement**: delayed 3 months after compliance date
    - Enforcement: 2/2/2021
  - **Attestation**: (Info blocking, etc.) delayed from 3/31/2021
    - Attestation: 7/30/2021
  - **API Certification and USCDI**: delayed 3 months from 5/2/2022
    - API Certification and USCDI: 8/2/2022

- HHS OIG issued a proposed rule for developers and HIEs/HIN penalties on 4/24/2020 per ONC information blocking rules, with some enforcement discretion
  
- Regulations for provider “disincentives” are forthcoming
  
- TBD
Compliance and Implementation Readiness
Discussion Questions

1. What are the three biggest challenges that you see for organizations trying to understand and comply with the Information Blocking Rule? This could be based on your own organization's experience or what you are observing among your peers.

2. What are the greatest needs (e.g., information, resources, ONC guidance, time) for organizations developing compliance plans and projects in response to this rule?

3. What are three types of external support that will be the most helpful to your organization to better understand Information Blocking requirements?

4. Please identify any "urban myths" or other misunderstandings that you have heard about Information Blocking? How can we best separate fact from fiction?

5. What are your thoughts on information delivery approaches?
   - Webinars
   - Formal educational courses
   - PowerPoints
   - Infographics
   - Written outlines, checklists and narrative summaries
Compliance and Implementation Resources: New Offering

- Introducing Information Blocking Compliance Public Resource Center
- Launching the Information Blocking Compliance Boot Camp and Toolkit — Free to Sequoia Members
- Members Only Community of Practice
- Additional offerings to follow in the future
RCE Update
ONC TEFCA RCE Progress

Common Agreement
- Completed ONC-RCE contract language review sessions
- Completed research for about 6-7 MRTC policy topics
- Drafted and reviewed ARTCs with ONC
- Facilitated Common Agreement Work Group (CAWG)
- Compiled MRTCs + ARTCs into a working draft CA

Stakeholder Engagement
- Facilitated 30+ stakeholder feedback meetings
- Host monthly informational calls with strong stakeholder interaction
- Building understanding and value proposition for TEFCA
- Seeking input on Metrics and Operational Reporting

QHIN Technical Framework
- Public input informed the QTF
- Defined scope (document-based queries and message delivery, with FHIR v4 as road map)
- Draft QTF v2 submitted to ONC 6/30
- Refinements under consideration
What’s Next?

• RCE will submit drafts to ONC
  – Common Agreement Draft Version 1 for Public Comment – Combined contract terms (MRTCs / ARTCs)
  – QHIN Technical Framework (QTF) – Draft 2
• ONC will post the QTF Draft 2 and Common Agreement Draft Version 1 for public comment
• Public comments will inform next iteration of the Common Agreement and QTF
• Prepare kickoff of Year Two work

Get involved: https://rce.sequoiaproject.org/contact/
Questions
Interoperability Matters

https://sequoiaproject.org/interoperability-matters/