Government Relations Corporate Update

HIMSS Government Relations

July 2021

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Agenda

- **Recent Federal Responses**
- **21st Century Cures Discussion Draft**
- **Patient Matching and Identification Legislative Efforts**
- **Looking Ahead to HIMSS21**

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Meet Our Speakers

Ashley Delosh, JD

Senior Manager, Government Relations

Ashley.Delosh@himss.org

David Gray, MPH

Director, Government Relations & Connected Health Policy

David.Gray@himss.org

Alana Lerer, MPH, CAHIMS

Manager, Government Relations

Alana.Lerer@himss.org

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Methods and Leading Practices for Advancing Equity and Support for Underserved Communities Through Government
Request for Information from the Office of Management and Budget (OMB) – Comments Submitted July 6,2021

- **Joint letter between HIMSS and Personal Connected Health Alliance**

- **High level comments consisted of the following thoughts and recommendations:**

  - Government Agencies are Making Great Strides to Achieve Goals Concerning Equity

    - Centers for Medicare & Medicaid Services (CMS) Path to Equity

    - Office of the National Coordinator for Health Information Technology (ONC) Health IT Demographic Electronic Health Record (EHR) Certification Requirements

    - Department of Health and Human Services (HHS) Office of the Chief Technology Officer - The State of Data Sharing at the U.S. Department of Health and Human Services

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Methods and Leading Practices for Advancing Equity and Support for Underserved Communities Through Government
Request for Information – Comments Submitted July 6,2021

- **More Opportunities for the Federal Government to Lead**
  - Conversation must expand to think about questions such as:
    - Are programs communicated such that all levels of education can comprehend the inquiry and engagement?
    - Are notices for programs and policies available in multiple languages?
    - Is there a means to consolidate various resources related to existing assistance programs and policies so that recipients are not left questioning which one serves them best?
- **The Importance of Access to Quality Reliable Broadband in All Advancing Equity Discussions**
  - Need and Role Remote Patient Monitoring (RPM) Can Play
- **HIMSS Actions to Heighten the Focus on Health Equity**
  - HIMSS GHEN launched in early 2020

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Update of An Introductory Resource Guide for Implementing the Health Insurance Portability and Accountability Act (HIPAA) Security Rule
Comments accepted until July, 9, 2021– Draft approval currently pending

- **HIMSS strongly supports the National Institute of Standards and Technology's (NIST's) decision to update the Resource Guide to include improvements to the guide as well as increase awareness, applications, and uses for it. The twelve-plus years that have occurred since SP-800-66, Revision 1**

- Recommendations included:
  - Updates to the Resource Guide Must Reflect References and Implications to Current Regulations Including But Not Limited to the HITECH Act and The HIPAA Omnibus Rule

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Update of An Introductory Resource Guide for Implementing the Health Insurance Portability and Accountability Act (HIPAA) Security Rule

Comments accepted until July, 9, 2021– Draft approval currently pending

- The updates to the resource guide should include specific existing NIST references and federal resources

- Recent federal guidance relative to ransomware and threats, particularly from the Federal Bureau of Investigation (FBI), OCR, and the Department of Homeland Security (DHS) Cybersecurity and Infrastructure Security Agency (CISA), should also be included in Revision

- **Amplify Overall Awareness of this Resource to Encourage Stakeholder Engagement, Use, and Understanding of the Significance of the Updates**

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21st Century Cures 2.0 Act Discussion Draft

- **Representatives DeGette (D-CO) and Upton (R-MI) release long-awaited Cures 2.0 discussion draft**, a follow-up to the 21st Century Cures Act that was signed into law in 2016.

- **Discussion draft is broken into five titles:**
  - **Title I: Public Health**
    - Key Provisions: Study on long-term impact of COVID-19 and efforts to prepare for future pandemics
  - **Title II: Patients and Caregivers**
    - Key Provisions: Caregiver education and training, health literacy programs, diversity in clinical trials
  - **Title III: FDA**
    - Key Provisions: Collaboration and Alignment in Regulating Digital Health Technologies, Increasing Use of Real-World Evidence,
  - **Title IV: CMS**
    - Key Provisions: Expands Medicare Telehealth, Telehealth under CHIP and Medicaid, Medicare Coverage and Payment for Breakthrough Devices, and reports on innovative health technologies
  - **Title V: Research**
    - Key Provision: Creates the Advanced Research Project for Health (ARPA-H), a priority for the Biden Administration

- **Comments on the discussion draft are due July 16, but path forward remains uncertain**

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Patient Matching and Identification Legislative Efforts

- Section 510 of the Labor-HHS Appropriations bill contains a ban on any federal funding used to promulgate or adopt a unique patient identifier. This has been interpreted over the years in a way that hasn't allowed HHS to actively engage with the private sector on patient matching efforts.

- The last two years, the House has voted to remove Section 510 from the LHHS Appropriations bill, but the Senate has ultimately kept it in the final version.

- COVID-19 has exacerbated the issue and emphatically highlighted the need for a national strategy with HHS as a key partner. Momentum on Capitol Hill is shifting and we remain optimistic that this will be the year the ban will be removed

- As Congress begins the annual appropriations cycle, HIMSS and the broader healthcare community will need all the support from our members to convince Congress to remove the ban and focus on addressing patient matching challenges across the country!

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Get Ready for HIMSS21! *Aug 9 – 13, Las Vegas, NV*
Public Policy Educational Sessions

- **Tuesday, August 10**

  - *Public Policy Session (TBA):* 2:45 - 3:45 pm // Caesars Forum-128 (Session #64)

- **Wednesday, August 11**

  - *Congressional Forum Session: 10:15 – 11:15 am // Caesars - Forum 128 (Session #98)*
  - *COVID-19: U.S. Federal & State Responses and Lessons Learned: 2:45 - 3:45 pm // Caesars Forum-128 (Session #146)*
  - *Views from the Top: Government Update: 5:30 - 6:30 pm // Palazzo Ballroom (Session #165)*

- **Thursday, August 12**

  - *U.S. State Lessons Learned and Steps Forward in COVID-19 Response*: 10:15 - 11:15 am // San Polo 3401, Venetian (Session #172)
  - Health Data Privacy Policy Challenges for a Technologically Advanced Health Ecosystem: 10:15 – 11:15 am // Caesars - Forum 128 (Session #180)

- **Friday, August 13**

  - *Keynote: Two Parties, One Stage - A Bold Fireside Chat with Political Leaders*: 8:30 - 10:00 am // Venetian, Palazzo Ballroom (Session #64)

For a complete schedule, go to https://www.himss.org/global-conference/schedule

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US Federal Agency Sessions

CMS Sessions

Session #40 Office of Burden Reduction and Health Informatics | Tuesday, August 10 at 1:15 - 2:15 pm PST San Polo 3401

Session #122 Office of Enterprise Data and Analytics | Wednesday, August 11 at 1:15 - 2:15 pm PST San Polo 3401

Session #188 Center for Clinical Standards and Quality | Thursday, August 12 at 11:45 am - 12:45 pm PST San Polo 3401

DHA Sessions

Session #32 | Tuesday, August 10 at 11:45 am - 12:45 pm PST Caesars - Forum 128

Session #114 | Wednesday, August 11 at 11:45 am - 12:45 pm PST Caesars - Forum 128

Session #196 | Thursday, August 12 at 11:45 am - 12:45 pm PST Caesars - Forum 128

ONC Sessions

Session #8 | Tuesday, August 10 at 10:15 - 11:15 am PST San Polo 3401

Session #106 | Wednesday, August 11 at 11:45 am - 12:45 pm PST San Polo 3401

VA Session

Session #162 | Wednesday, August 11 at 4:15 - 5:15 pm PST Caesars - Forum 128
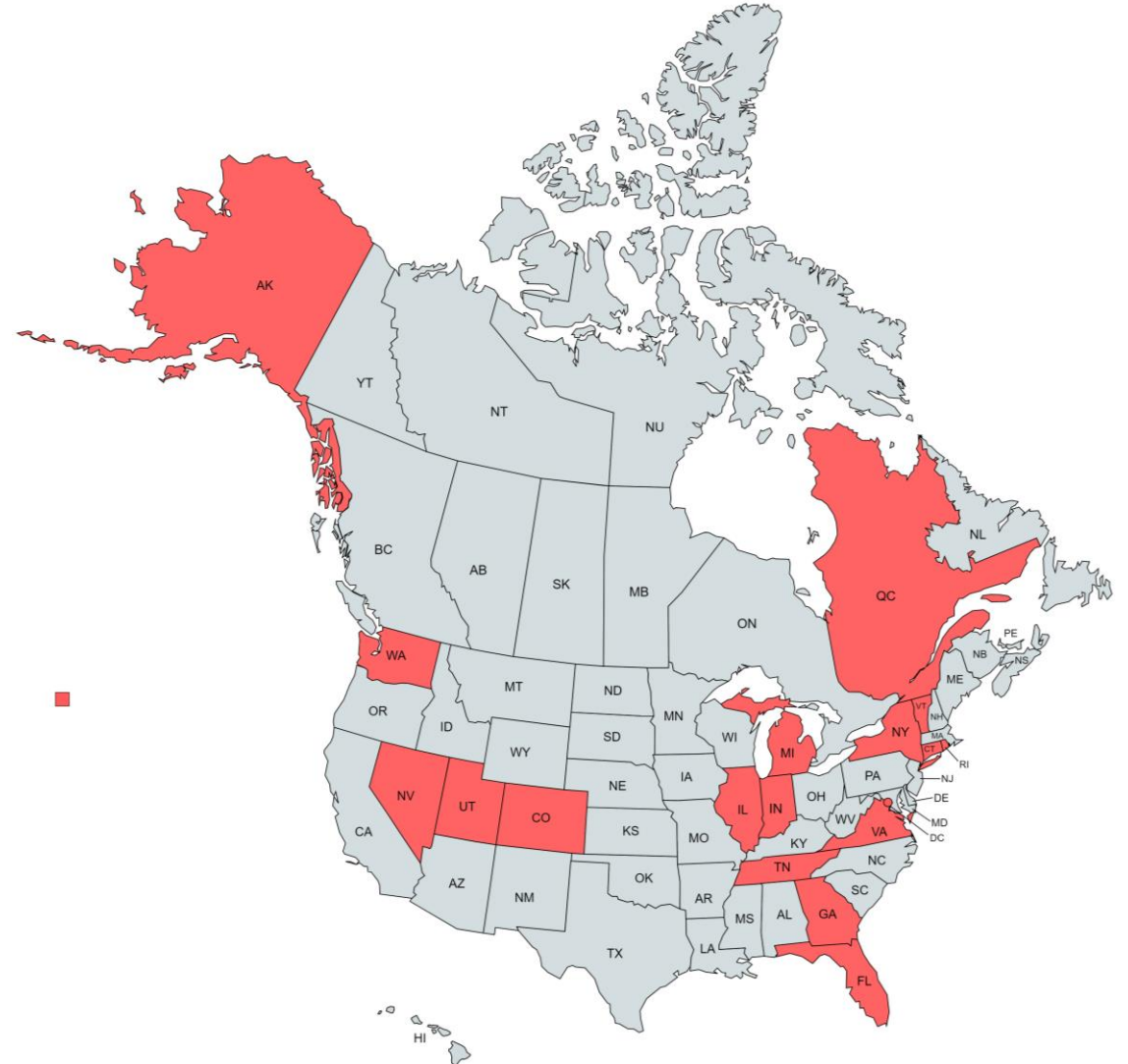
US Digital Service at The White House

Session #204 Creating Pandemic Ready Public Health Infrastructure | Thursday, August 12 at 1:15 - 2:15 pm PST San Polo 3401

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State, Local, and Provincial Government Representation*

- **Diverse roles: Project Manager to Chief Medical Officer to State Legislator**

- **Diverse locations: 17 states across US regions; one Canadian province (In person)**

- **Diverse focus areas: Strategy building, project management, immunizations, connected health, interoperability, informatics, cybersecurity and privacy**

*Through HIMSS scholarship

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Thank you!

Questions or comments? Please reach out at **policy@himss.org**.

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