

Government Relations Corporate Update

HIMSS Government Relations

January 2022



Vision

To realize the full health potential of every human, everywhere.

Mission

Reform the global health ecosystem through the power of information and technology.

Agenda

- **Welcome**
- **Public Health Data Infrastructure**
- **Telehealth Policy Changes from COVID-19 and Beyond**
- **Congressional Update: Looking Back and 2021 and Forward to 2022**
- **Privacy Policy Update**
- **Cybersecurity Policy Update**
- **Latest on Interoperability Policy**
- **HIMSS22**

Meet Our Team



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GR Aspiration

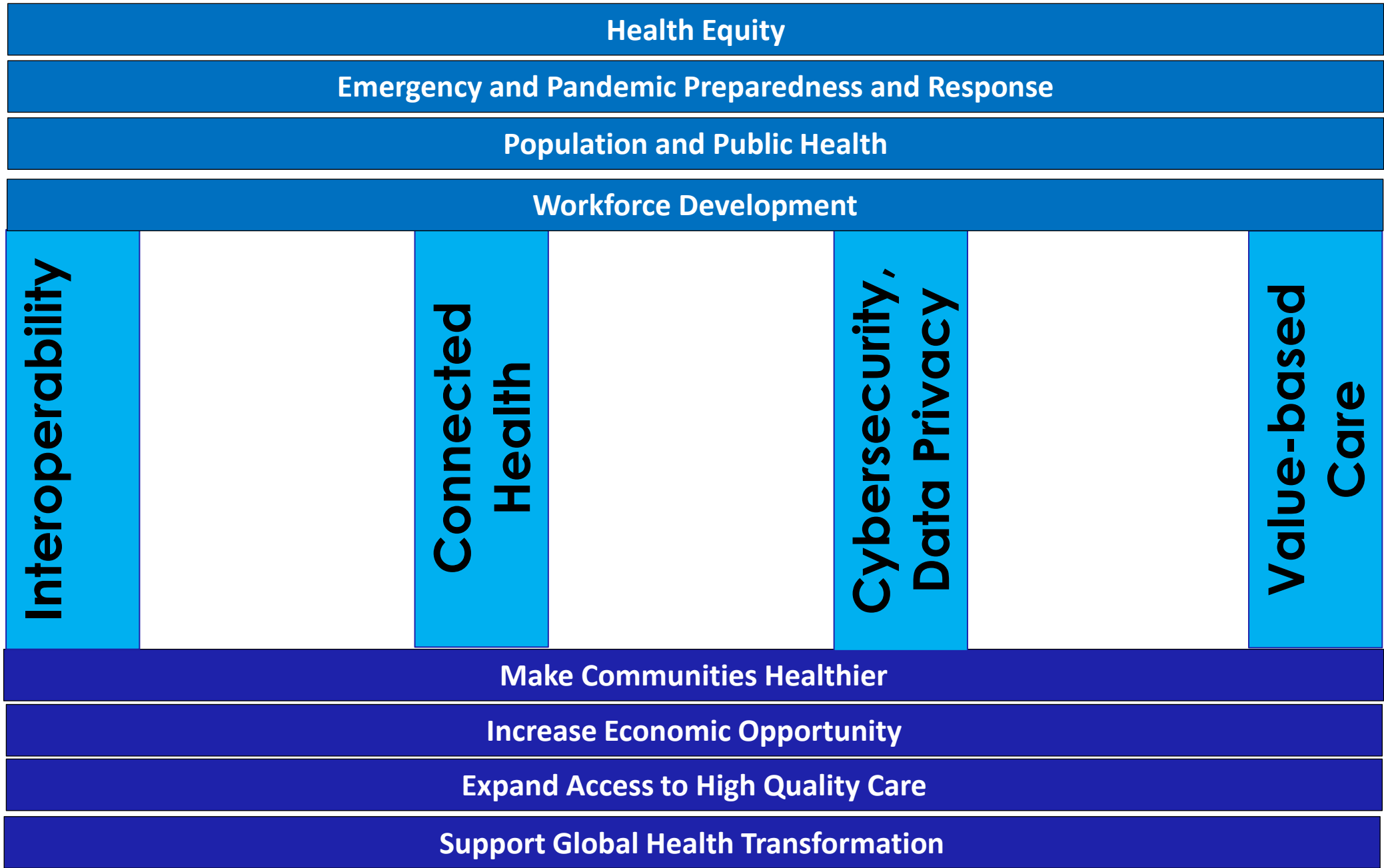
Leading the path forward by connecting and empowering stakeholders through global public policy engagement

Strategy

GR supports the global footprint of HIMSS, keeping these critical dependencies in mind:

- Ensure HIMSS is the **trusted partner** on **all policy matters** where health information and technology advances healthcare transformation.
- **Influence** and **support** government decision making **globally** by leveraging diverse member and organizational resources, and coalition-building capabilities.
- Further **thought leadership** through research, advocacy and development of trusted, credible policy positions.





Public Health Data Infrastructure

- The top priority of all governments and healthcare organizations is clearly addressing the pandemic and learning how to mitigate the further spread of COVID-19 through global policy efforts. COVID-19 has exposed deadly gaps in our nation's public health data infrastructure. We need a strong public health surveillance system that detects and facilitates the immediate response to and containment of emerging health threats.
- The global healthcare community has been proactive in implementing new processes and protocols in response to the COVID-19 pandemic
 - CDC's Data Modernization Initiative (DMI) is a multi-year, billion-plus dollar effort to modernize core data and surveillance infrastructure across the federal and state public health landscape.
 - However, Public Health in the US is inherently state and local and is often siloed and fragmented because of this.
- *HIMSS partnered with the Data: Elemental to Health Campaign in urging Congress to (at minimum) provide \$1.57 billion per year to fully modernize our public health data infrastructure at the state and local levels.*

Public Health Data Modernization Funding Report

- Building upon strategic goals set forth in the [HIMSS COVID-19 Global Policy Call to Action](#) and emphasizes the public policy and business processes that must transform in order to electronically transmit bi-directional reports to public health agencies, healthcare facilities and health data exchanges in the U.S. HIMSS recommends a \$30,000,000 investment in state and local public health infrastructure over the next ten years.
- In a rigorous interview and vetting process with members of the Data Partners, hospital CIOs, local public health agency leaders, market suppliers, and other trusted industry experts, HIMSS identified the need for ten years of funding to digitize/modernize systems the following vital public health functions:
- **Build a Foundation of Interoperable Platforms to Facilitate Broad-Based Data Exchange**
 - Immunization Information Systems and Registry Reporting
 - Syndromic Disease Surveillance Reporting
 - Electronic Case Reporting and Contact Tracing
 - Public Health Registry Reporting
 - Vital Records Reporting
 - Electronic Reportable Laboratory Results Reporting
 - Develop Local Public Health Informatics Workforce and Systems Compatibility
- **Modernization must also include the following recommended programs and resources for meaningful and sustained system transformation by 2030:**
 - Support the coordination of easy, trusted and secure access of multi-modal health data across virtual, remote or in-person services
 - Establish a nimble rapid cycle learning health system environment (analytics, strategic coordination)
 - Improve health IT innovations and workforce capacity to support cross-sector data analytics, visualization, reporting and care coordination platforms
 - Build a foundation of interoperable platforms to facilitate broad-based data exchange, health data analysis, visualization and reporting

Learn more here: <https://www.himss.org/resources/public-health-information-and-technology-infrastructure-modernization-funding-report>

Telehealth Policy Changes from COVID-19 and Beyond

What's Happened

- On December 3, 2021, CMS released their report "Medicare Beneficiaries' Use of Telehealth in 2020" analyzing Medicare FFS data from 2020
- On December 31, 2021, the temporary safe harbor for first dollar coverage by HDHPs on telehealth and other remote care services expired without being addressed by Congress.
- On January 16, 2022, HHS Secretary Becerra renewed the PHE for 90 days until April 16, 2022, extending all the telehealth waivers and flexibilities enacted in response to COVID-19.
 - Biden Administration has promised at least a 60-day notice before the PHE will expire, and we anticipate it lasting into the second half of 2022

What's Happening

- HIMSS co-leading multi-stakeholder letter to Congressional Leaders on advancing telehealth policy in circulation
 - Follows July 2021 letter that got 430 co-signers
- Congressional action uncertain – could be temporary extension, piecemeal permanent or combination
- Pressure continues to advance digital health for maternal health despite BBB breakdown
- As PHEs wind down or expire, greater emphasis at advancing policies at state level and focusing on Medicaid

Key Legislation (out of hundreds of telehealth bills!)

- CONNECT for Health Act – Led by Sen. Schatz and Rep. Thompson
- Telehealth Extension Act – Led by W&M Health Subcommittee Chair Doggett
- Cures 2.0 - Led by Reps. DeGette and Upton

Congressional Update: Looking Back and 2021 and Forward to 2022

2021

- **American Rescue Plan, a \$1.9 trillion COVID relief package**
 - Provides \$500 million to support public health data surveillance and infrastructure modernization initiatives
 - Significant portion of this funding went to the Data Modernization initiative, This additional funding further builds on the \$600 million HIMSS and the Data Partners have already secured for DMI through FY2020 and FY2021 Appropriations bills, as well as supplement appropriations aimed at combating COVID-19
 - Provides \$650 million for cybersecurity risk mitigation
- **\$1.2 trillion bipartisan, traditional infrastructure bill**
 - The legislation provides a \$65 billion investment in improving the nation's broadband infrastructure

2022

- **Government funding deadline- 2/18**
- **Build Back Better Act (Plan B?)**
- **Path forward for the MOMnibus?**
- **HELP Committee Pandemic Preparedness Bill**

Privacy Policy Update

- Congress is reviving the data privacy debate but have there been updates to the discussion surrounding a comprehensive privacy law?
 - While there were hearings on the topic and momentum towards the cause, movement towards a law intended to bring harmonization to the vast amount of existing privacy laws seem to be held up for now.
- On the federal front, HIMSS submitted comments in response to the amendments of the HIPAA Privacy Rule.
 - This rule is still in the process of being finalized, we anticipate the Final Rule coming out this year.
 - Major focus of our letter was directed at modifications to the Patient Right of Access provisions of the regulation.
- Other areas of privacy that we will be focused on this year:
 - Emerging state specific privacy laws that create an extra wrinkle in the privacy landmine
 - Signed into law -- California (CCPA, and its amendment, California Privacy Rights Act of 2020 (CPRA), Virginia's Consumer Data Protection Act, and the Colorado Privacy Act.
 - Privacy and non-protected health data – I.e. impact of third-party apps and how to handle these intersections with greater free flow of information.

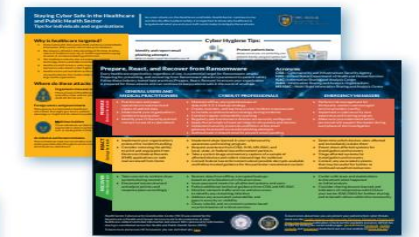
Cybersecurity Policy Update

- **405(d) Year in Review**
 - New [405\(d\) website](#) released
 - Supports the motto that Cyber Safety is Patient Safety
 - Provides the Healthcare and Public Health (HPH) sector with useful, impactful, and vetted resources, products, videos, and tools that help raise awareness and provide cybersecurity practices
 - Looks to drive behavioral change and move toward consistency in mitigating the most relevant cybersecurity threats to the sector.
 - New Products Released
- **Congressional Action on Cyber Incident Notification**
 - No bill passed yet

Myth versus Fact



Fall Campaign Infographics



Executive Cards



That Seems Risky



Five Threat Flyers



Cybersecurity Awareness Month Posters

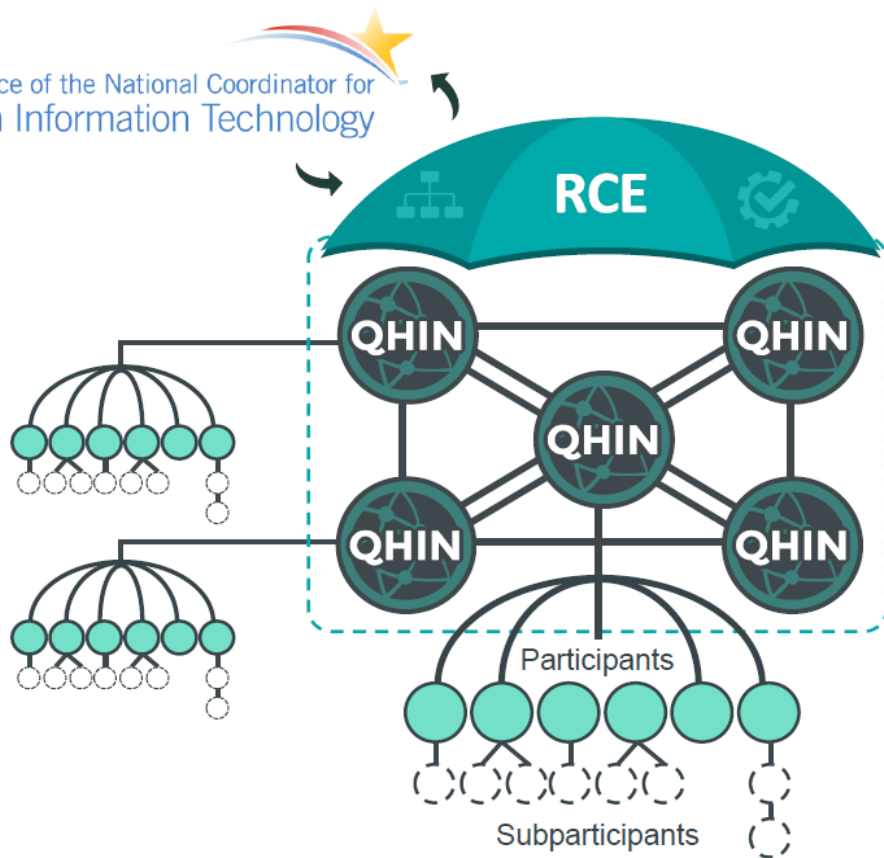


The Current State of Interoperability

- **21st Century Cures Act Implementation is Proceeding**
 - **Information Blocking Regulations**
 - April 5, 2021, was the deadline for regulated actors to comply with the information blocking provisions of ONC's Interoperability and Information Blocking Final Regulation
 - Though compliance with these provisions was required by April 5, enforcement mechanisms around information blocking are still evolving and have not yet been finalized
 - An opportunity to provide regulated actors with time to come into compliance with the information blocking provisions along with the added certainty that practices during that period will not be subject to penalties
 - Civil Money Penalties of \$1 million in place for Health IT Developers, HIEs, and HINs; Health Care Providers to receive appropriate disincentives
- **CMS Interoperability Regulations also being implemented**
 - **Focus on Payers – MA, Medicaid, CHIP, and QHP issuers on FFEs**
 - Creating Patient Access API, Provider Directory API, and enabling Payer-to-Payer Data Exchange
 - Includes changes to Conditions of Participation for hospitals with certain EHR capabilities
- **More Information:** <https://www.healthit.gov/curesrule/> and <https://go.cms.gov/3KKDzdV>

Trusted Exchange Framework and Common Agreement (TEFCA) is Moving Forward

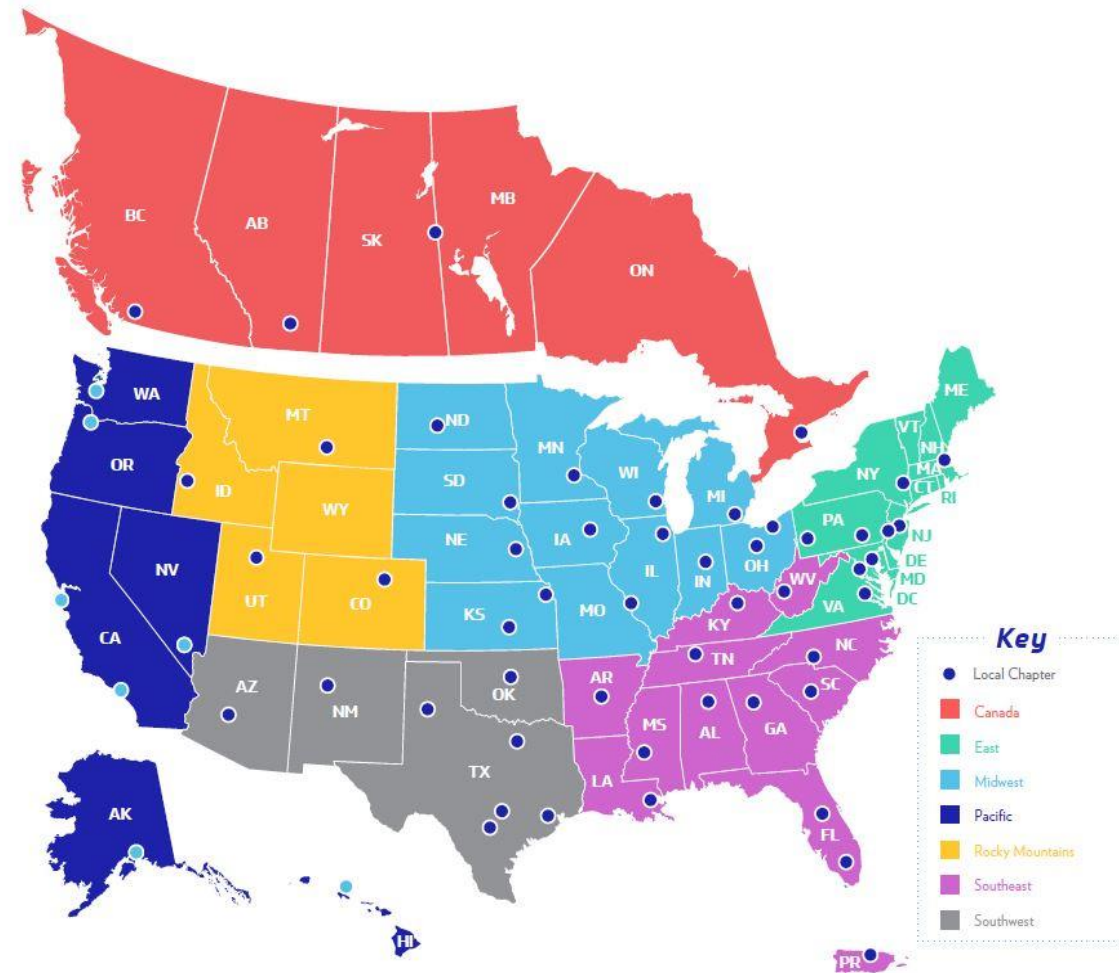
The Office of the National Coordinator for Health Information Technology



- **Common Agreement and Qualified Health Information Network (QHIN) Technical Framework published**
 - Goal 1: Establish a universal policy and technical floor for nationwide interoperability
 - Goal 2: Simplify connectivity for organizations to securely exchange information to improve patient care, enhance the welfare of populations, and generate health care value
 - Goal 3: Enable individuals to gather their health care information
- **QHINs will begin applying for designation in Q2, onboarding of initial QHINs in Q3/Q4**
- **More Information:** <https://rce.sequoiaproject.org/>

Chapter Advocacy Task Force

- The HIMSS Chapter Advocacy Task Force informs, empowers, and mobilizes chapter leaders to advocate for health information and technology public policy at the state, provincial, and local levels.
- 58 HIMSS chapters across the U.S., Puerto Rico, Canada, and India.
- Task force members amplify HIMSS public policy priorities through advocacy, outreach and relationship building.
- Monthly meetings, opportunity for peer to peer learning
- Learn more here: <https://www.himss.org/membership-participation/chapter-advocacy-task-force>



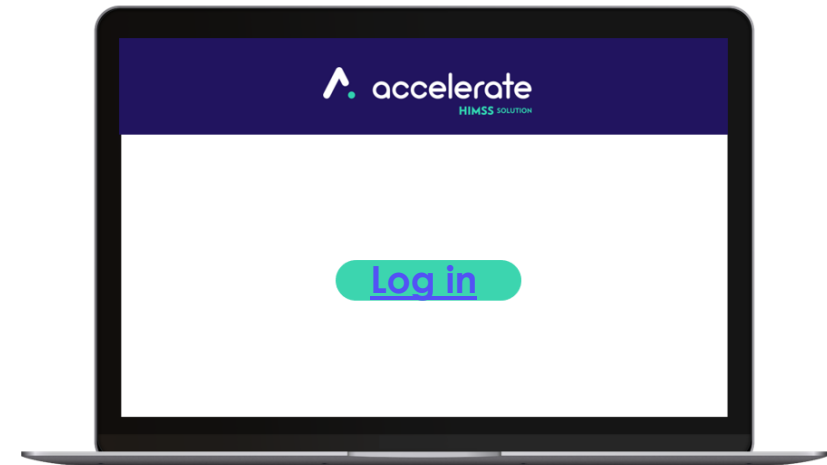
Take Action!

Legislative Action Campaign

Urge your Governor to take action on developing a digital health-focused Omnibus package in your state today!

- Maternal health care policies must consist of a national and community framework that realizes the value of a robust, connected health IT infrastructure that can respond to existing and emerging health issues related to maternal health.
 - [Join our Virtual March on the States](#)

Accelerate



Please join Accelerate! You may also join your chapter's individual group under the group tab.



HIMSS22 Global Conference

March 14th – March 18th

Orlando, FL

HIMSS **22**



Public Policy Networking Events

Government Relations Public Policy Events:

- ***Global Public Policy Welcome Dinner***
 - Monday, March 14th at 7:00 P- 8:30pm at Hyatt: Plaza Ballroom I
- ***Policy Changemakers Luncheon***
 - Tuesday, March 15th at 12:00 – 1:30pm at W340AB
- ***Global Public Policy Dinner***
 - Tuesday, March 15th at 7:00 – 8:00pm at Hampton Social
- ***Global Public Policy Breakfast***
 - Wednesday, March 16th at 7:00 – 8:30am in W340AB
- ***Federal Health Pavilion Breakfast***
 - Thursday, March 17th at 8:30 – 9:30 am in Hall D Booth 6679



Government Relations Education Sessions

Congressional & State Sessions

Session #11- **Congressional Forum** Tuesday, March 15th 10:30 – 11:30 am in W307A

Session #103- **The Future of State Health Innovation** Wednesday, March 16th 10:00 – 11:00 am in W307A

Global Health Policy Connection Series

Session #66- **What's next with the Public Health Data Modernization Initiative?** Tuesday, March 15th 3:00 – 4:00 pm in W308A

Session #158- **Navigating the Evolving Challenges that Persist Among Federal Privacy Regulations** Wednesday, March 16th 2:30 – 3:30 pm in W308A

Session #249- **Health Equity** Thursday, March 17th 1:00 – 2:00 pm in W308A

Multinational Sessions

Session #157 **The Future of Virtual Care in the US and Around the Globe** Wednesday, March 16th 2:30 – 3:30 pm in W307A

Session #122 **How Health IT is Driving Value-Based Care Across the Globe** Thursday, March 17th 10:00 - 11:00 am in W307A

Government Agency Sessions

CMS Sessions

Session #30 - Tuesday, March 15th 12:00 – 1:00 pm in WF4

Session #138 - Wednesday, March 16th 1:00 - 2:00 pm in WF4

Session #231- Thursday, March 17th 11:30 am - 12:30 pm in WF4

DHA Sessions

Session #12 - Tuesday, March 15th 10:30 – 11:30 am in W308A

Session #104 - Wednesday, March 16th 10:00 – 11:00 am in W308A

Session #211 - Thursday, March 17th 10:00 am - 11:00 pm in WF4

ONC Sessions

Session #48 **Policy Update from ONC** Tuesday, March 15th 1:30 - 2:30 pm WF4

Session #122 **ONC Town Hall** Wednesday, March 16th 10:15 - 11:15 am PST San Polo 3401

Session #195 **Standards and Technology Update from ONC** Thursday, March 15th 8:30 - 9:30 am W308A

VA Session

Session #30 - Tuesday, March 15th 3:00 – 4:00 pm in W307A

Session #30 – Wednesday, March 16th 4:00 – 5:00 pm in W308A

HIMSS22 Keynote Speakers



Ben Sherwood

Co-Chair of Disney
Media Networks
President of Disney,
ABC Television Group



Scott Pelley

Award-Winning 60 Minutes
Correspondent
Author, Truth Worth Telling



Diane Swonk

Chief Economist and
Managing Director
Grant Thornton



Johnny Taylor

President and CEO
Society For Human Resource
Management



Tamara Sunbul

Medical Director, John's
Hopkins Aramco
Healthcare



James Murphy

Founder & Chairman
Afterburner



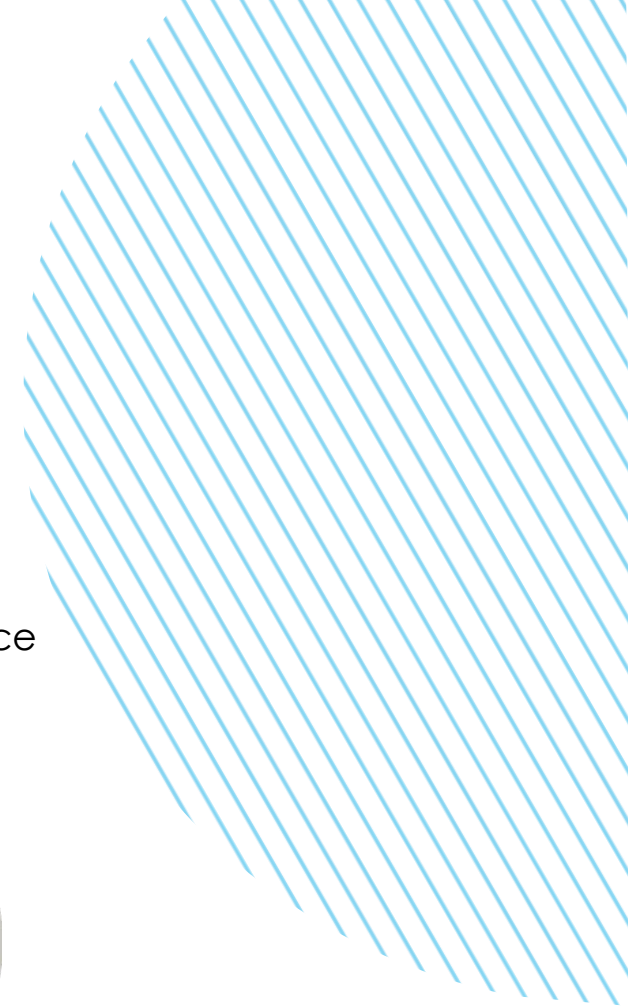
Jen Johnson

Executive Consultant
Former F-16 Pilot



Michael Phelps

Gold Medalist
Michael Phelps Foundation



Thank you!

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