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# Things to Know About Information Blocking

## History, Legislation, Goals and the 21st Century Cures Act

The information blocking rule is official, and compliance will shortly follow. Are you ready? Don't miss our four-part special series: <https://info.mrocorp.com/webinar/info-blocking>



### #1

## HISTORY



# 60

Number of unsolicited reports of information blocking the ONC received in 2014

### Complaints at health IT developers

- Fees for sending, receiving or exporting electronic health information (EHI)
- Charging for common interfaces
- Pricing designed to deter connectivity
- Contract terms or technology design decisions that restrict exchanging of EHI with users of competing technologies/third-party health IT modules

### Complaints at providers

- Instances of controlling referrals to enhance market dominance
- Reference HIPAA to deny exchange of EHI



### #2

## ONC Report

Released April 2015 with these Key Recommendations

- 1 Constrain standards and implementation specifications
- 2 Greater transparency in certified health IT products and services
- 3 Governance rules that deter information blocking
- 4 Improve understanding of HIPAA privacy and security standards related to information sharing
- 5 Work with CMS to coordinate healthcare payment incentives and leverage other market drivers that reward interoperability and discourage information blocking
- 6 Promote competition and innovation in health IT and healthcare



### #3

## 21st Century Cures Act Key Objectives

- Accelerate drug and medical device development
- Address the opioid crisis
- Improve mental health service delivery
- Enhance nationwide interoperability of EHRs

**Title IV Delivery - Section 4004 - As a condition of certification and maintenance of certification the health IT developer/entity must certify the following:**

- ✓ Does not engage in information blocking
- ✓ Publishes APIs and allows health information to be accessed, used and exchanged without special effort through the use of APIs
- ✓ Provides assurances that developer or entity will not engage in information blocking
- ✓ Real world testing
- ✓ Does not prohibit or restrict certain communications
- ✓ Attestations

### #4

## Information Blocking Final Rule

