



The Office of the National Coordinator for  
Health Information Technology  
Health IT Advisory Committee

## Information Blocking Task Force Meeting

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# Agenda

- Task Force Charge
- Status Updates for Each Work Group
- Discussion - Price Information/Transparency
- Questions and Feedback

# Information Blocking Task Force Charge

- **Overarching Charge:** Provide recommendations on policies related to information blocking; the “information blocking,” “assurances,” and “communications” conditions and maintenance of certification requirements; and the enforcement of all the conditions and maintenance of certification requirements.
- **Specific Charges:** Provide recommendations on the following topics:
  - Information Blocking:
    - ONC definitions/interpretations of certain statutory terms and provisions, including the price information request for information
    - Seven exceptions to the information blocking definition, and any additional exceptions (request for information)
    - Complaint process
    - Disincentives for health care providers (request for information)
  - “Information blocking,” “assurances,” and “communications” conditions and maintenance of certification requirements
  - Enforcement of all the conditions and maintenance of certification requirements

# Status Updates

# Work Group 1 - Relevant Statutory Terms & Provisions

- Discussed definitions of electronic health information (including the inclusion of price information), health information exchange, health information network, and health IT developer of certified health IT
- Work group voted to advance recommendation to expand the breadth of the definition of health IT developer / health IT developer of certified health IT so that it is not anchored to certification
  - » Discussed potential enforcement issues given the language in the Cures Act regarding OIG's enforcement authority ("health information technology developer of certified health information technology or other entity offering certified health information technology")
- Finalizing recommendations for HITAC vote at 5/13 meeting

# Work Group 2 - Exceptions

- Discussed the exceptions for recovering costs reasonably incurred and licensing of interoperability elements on reasonable and non-discriminatory terms (§ 171.204 and § 171.206, respectively)
- Will revisit request for information regarding possible information blocking exception for complying with the Trusted Exchange Framework and Common Agreement
- Finalizing recommendations for HITAC vote at 5/13 meeting

# Work Group 3 – Conditions and Maintenance of Certification

- Will revisit request for information in the Assurances section regarding the Trusted Exchange Framework and Common Agreement
- Finalizing recommendations for HITAC vote at 5/13 meeting

# Discussion



# Price Information/Transparency Discussion

- Price information within the definition of electronic health information
- Price transparency (for ONC in this rule and for HHS moving forward)



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## Questions and Feedback

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