
PARTNERSHIP TO AMEND 42 CFR PART 2

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Health Care Coalition Comments on Reducing Regulatory and Administrative Burden Relating to Health IT and EHRs

Washington, DC (January 28, 2019) – The [Partnership to Amend 42 CFR Part 2](#) (Partnership), a coalition of nearly 50 health care organizations committed to aligning 42 CFR Part 2 (Part 2) with the Health Insurance Portability and Accountability Act (HIPAA) for the purposes of treatment, payment, and health care operations (TPO), today submitted comments on the draft Strategy on Reducing Regulatory and Administrative Burden Relating to the Use of Health IT and EHRs to the Office of the National Coordinator for Health Information Technology.

In their comments, the Partnership recommends that new guidance changes current regulations so that Part 2 is aligned with HIPAA to allow for the transmission of Part 2 records without written consent, specifically for the purposes of treatment, payment, and health care operations. This will promote integrated care and enhance patient safety. Additionally, it will provide health care professionals with one privacy standard for all of medicine.

The Partnership also advocates to lessen the administrative burdens placed on patients as they must submit multiple written consent prior to the disclosure of their substance use disorder (SUD) record in order to receive coordinated care. Obtaining multiple consents from the patient creates barriers to whole-person, integrated approaches to care, which are part of our current health care framework. In situations where the patient does not give consent, Part 2 regulations may lead a doctor to unknowingly write a prescription for opioid pain medication for an individual that has opioid use disorder.

42 CFR Part 2 is one regulation that the Department of Health and Human Services can, and should, reevaluate to achieve ONC's goal of reducing health-IT related burden and enhancing care coordination. Aligning Part 2 with HIPAA would reduce the burden on physicians and improve care for patients with SUD.

Full Partnership comments: [HERE](#)

HHS request for comments: [Strategy on Reducing Burden Relating to the Use of Health IT and EHRs](#)

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<http://www.helpendopioidcrisis.org/>

Members of The Partnership to Amend 42 CFR Part 2 include:

Academy of Managed Care Pharmacy · Alliance of Community Health Plans · American Association on Health and Disability · American Dance Therapy Association · American Health Information Management Association · American Hospital Association · American Psychiatric Association American Society of Addiction Medicine · American Society of Anesthesiologists · America's Essential Hospitals · America's Health Insurance Plans ·

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