

Legal & Policy Advisory Group Meeting

September 17, 2013 2:30-4p

Name	Organization
Kathleen Snyder	EOHHS Legal
Sarah Moore	Tufts Medical Center
Diane Stone	Stone and Heinhold Associates
Amanda Littell-Clark	University of Massachusetts Medical School
Amanda Cassel-Kraft	MassHealth
Dave Szabo	Edwards Wildman Palmer LLP
Adam Tapply	Center for Health Information and Analysis
Support Staff	Massachusetts eHealth Collaborative
Micky Tripathi	Massachusetts eHealth Collaborative
Mark Belanger	Massachusetts eHealth Collaborative
Jennifer Monahan	Massachusetts eHealth Collaborative

Review of Materials and Discussion

Project Updates

- Mass HIway Phase 1- Transaction and Deployment Update (as of Aug 2013) (Slide 2)
 - The group reviewed the Phase 1 updates. There are 28 organizations in production, 13 live and 41 total organizations on the HIway. Major clients slated for testing in September/October include Holyoke, PVIX/Baystate and Atrius, Reliant, VNA Care Network.
 - Paul Oppenheimer from Sisters of Providence Health System is currently working with PVIX through the Last Mile Program grants. The organization is interested in learning more about the Phase II services and will decide whether or not to connect to PVIX or the HIway directly.
 - A list of 11 vendors requesting to connect to the HIway as a Health Information Service Provider (HISP) was provided.
 - In August 97,058 transactions were exchanged. To date, over 1,446,634 Phase 1 transactions have been transmitted through the Mass HIway.
- Phase 2 Overall Timeline (Slide 3)
 - Many of the Public Health Nodes are now live or in testing. The preliminary approach to the Phase 2 Design is complete, but the Design team is still open to feedback and the go-live for Phase 2 is slated for October 2013- March 2014.

Phase 2 Technical Design Under Consideration

- Legal-Policy Issue Framework (Slide 5).
 - The group reviewed the issues framework: The technical and policy controls governing Phase 2 functions were discussed at the July meeting, the Relationship Listing Services (RLS) and the consent model will be discussed at today's meeting.
- What is the foundation we have to build upon PHI disclosure (Slide 6).
- RLS and Query-Retrieve available either through HIway portal or integrated in EHR (Slide 7)
 - Starting on the right, phase 2, like phase 1, is designed to meet the market where it; understanding that there is a lot of difference in maturity between providers. The design team has designed this to be as open and flexible as possible with the four query retrieve methods listed on the right:
 - Manual: Using the RLS via the portal to find the record location - records can then be retrieved manually.
 - Cross entity viewing: Several organizations already utilize this "magic button-like" functionality. Organizations that trust each other, have contracts and legal structure in place, and share a high percentage of patients (e.g. Beth Israel Deaconess and Mass General Hospital) currently allow access to view static summaries of one another's patient records. The Mass HIway phase 2 functionality will support and improve upon this functionality.
 - "Push-to-Push": Similar to e-mail processes, a user will push a request for a record and will get an asynchronous reply.
 - "Query response": A Mass HIway user may initiate a request for a medical record for a patient. The HIway will provide the data holder with requestor authentication and authorization in a machine readable form that may facilitate an automated synchronous response to the query.
 - Note: The data sent to the data requester does necessarily come back via the HIway.
- Refresher-Phase 2 patient matching and relationship listing (Slide 8)
- What is new about PHI disclosure with Mass HIway phase 2? (Slide 9)
 - New information includes the use of the MPI/RLS to provide who the data is being disclosed. The RLS update and view, medical record request and cross entity view requests change how the information is being disclosed.
- What new consent requirements does phase 2 require? Draft position for Advisory Group reaction and feedback (Slide 10)

Next steps

- Key points and recommendations synthesized and provided back to Advisory Group for final comments
- Presentation materials and notes to be posted to EOHHS website
- Next Advisory Group Meeting – October 15, 2:30-4:00 - will be covering Phase II consent for input from the group.
 - MMS Plymouth Conference Room

- Conference call – (866) 951-1151 x. 8234356
- HIT Council- October 7, 3:30-5:00 One Ashburton Place, 21st floor.

HIT Council meeting schedule, presentations, and minutes may be found at

<http://www.mass.gov/eohhs/gov/commissions-and-initiatives/masshiway/hit-council-meetings.html>