2020 Interoperability and Information Blocking Regulations

A Provider Guide

Provision	Agency	Actor	Effective Date	Actions
2020 Interoperability and Information Blocking Regulations	HHS	All Health Care Actors	**April 21, 2020**	HHS finalizes two rules: • CMS Final Rule • ONC Final Rule
Public reporting of providers engaged in information blocking	CMS	Providers (All)	**Late 2020**	CMS will publicly report eligible clinicians, hospitals, and critical access hospitals (CAHs) that may be information blocking based on how they attested to certain Promoting Interoperability (PI) program requirements.
Public reporting of providers who do not update digital contact information	CMS	Providers (All)	**Late 2020**	CMS will publicly report providers who do not list or update their digital contact information in the National Plan and Provider Enumeration System (NPPES); to include information such as secure digital endpoints like a Direct Address and/or a FHIR API endpoint.
Admission, discharge, and transfer event notifications	CMS	Providers (Hospitals)	**12 Months** Following Final Rule Date **(April 2021)**	CMS requires hospitals (including psychiatric hospitals and CAHs) to send electronic patient event notifications of a patient's admission, discharge, and/or transfer to another healthcare facility or to another community provider or practitioner.
Information blocking requirements	ONC	Providers (All)	**6 Months** Following Final Rule Date **(October 2020)**	Providers must come into compliance with information blocking requirements. ONC has listed exceptions to these requirements here.
Information blocking requirements (con't)	ONC	Providers (All)	**18 Months** Following Compliance Deadline **(April 2022)**	Providers will face enforcement penalties if they are not in compliance with information blocking requirements. Note: **April 24, 2020** the OIG issued a proposed rule stating that they will refer enforcement penalties of negligent

				providers to the *"appropriate agency"* for *"appropriate disincentives"*, which will be established by the Secretary in future rulemaking.

Health Care Actor: Providers, Payers, Health IT Developers
Providers: Hospitals and Clinicians
HHS: Department of Health and Human Services
CMS: Centers for Medicare & Medicaid Services
ONC: Office for the National Coordinator for Health IT