

**RESOLUTION 30-15**

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3 Title: Repeal Penalties for Non-adoption of EHR  
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5 Introduced by: Alan Mindlin, MD, for the Oakland County Delegation  
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7 Original Author: Alan Mindlin, MD  
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9 Referred to: Reference Committee E  
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11 House Action: **APPROVED AS AMENDED**  
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14 Whereas, physician offices are burdened with many unfunded mandates  
15 including, but not limited to, revised Health Insurance Portability and Accountability  
16 Act (HIPAA) rules and regulations, Health Information Technology for Economic and  
17 Clinical Health (HITECH) fraud and abuse provisions, and implementation of ICD-10,  
18 and  
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20 Whereas, the largest security breach of protected health information occurred  
21 within the Anthem Blue Cross system, reportedly affecting as many as 80 million  
22 records of current and former customers and employees, and  
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24 Whereas, should a breach occur in a private practice setting, the economic  
25 repercussions would be so enormous, it would result in the eventual loss of  
26 physicians practicing, and  
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28 Whereas, many physicians have not adopted electronic medical/health records  
29 due to the cost and maintenance of such records, as well as the financial burden of  
30 keeping up with unfunded mandates resulting from the passage and revision of many  
31 laws and regulations; therefore be it  
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33 **RESOLVED:** That MSMS support the current AMA policy that “Our AMA will  
34 continue to advocate that, within existing AMA policies, the Centers for Medicare &  
35 Medicaid Services suspend penalties to physicians and health care facilities for failure  
36 to meet Meaningful Use criteria. (Res. 222, A-10; Reaffirmation I-10; Reaffirmation A-  
37 14; Appended: Res. 210, I-14).”  
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40 **WAYS AND MEANS COMMITTEE FISCAL NOTE:** None