

**RESOLUTION 56-15**

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3 Title: Remove Patient Electronic Record Access Criteria from  
4 Meaningful Use Guidelines

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6 Introduced by: Anup Lal, MD, for the St. Clair County Delegation

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8 Original Author: P. Dileep Kumar, MD

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10 Referred to: Reference Committee E

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12 House Action: **REFERRED TO BOARD**

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15 Whereas, patient electronic record access is one of the requirements of  
16 meaningful use<sup>1</sup>, and

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18 Whereas, the focus is on the availability of access and the timeliness of data,  
19 and not utilization, and

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21 Whereas, the Eligible Professional (EP) is not responsible for ensuring that 10  
22 percent of all unique patients seen by the EP request access or have the means to  
23 access, only that 10 percent seen by the EP could access the information if they so  
24 desired, and

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26 Whereas, these requirements are almost farcical and result in office support  
27 staff obtaining email addresses and signing up patients to a program which is never  
28 accessed by patients, and

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30 Whereas, the divulgence of certain data in real time can result in more harm  
31 and confusion than adding value or quality to the care provided; therefore be it

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33 **RESOLVED:** That the American Medical Association work with the Centers for  
34 Medicare and Medicaid Services to eliminate the patient electronic record access  
35 requirement from any meaningful use criteria.

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38 **WAYS AND MEANS COMMITTEE FISCAL NOTE:** None

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<sup>1</sup> Eligible professional meaningful use menu set measures measure 5 of 10. EHR incentive program. Accessed at [http://www.cms.gov/Regulations-and-Guidance/Legislation/EHRIncentivePrograms/downloads/5\\_Patient\\_Electronic\\_Access.pdf](http://www.cms.gov/Regulations-and-Guidance/Legislation/EHRIncentivePrograms/downloads/5_Patient_Electronic_Access.pdf) on March 1, 2015.