

Good morning,

Below please find CAHP's comments on the draft of the DxF April Legislative Update:

p.24 – It would be beneficial to mention adopting or adapting federal policies somewhere within the governance goals.

pp. 28-32 – There are some concerns about the data sharing agreement in its current draft stages. It may be worthwhile to consider how CalHHS could look to the new federal Common Agreement (that will be required for most public and private entities in the state anyway). CMS also announced last week they are now funding and managing development of new TEFCA standards and infrastructure with an intent to mandate them in regulations.

pp. 35-37 – Digital identity alternatives should consider development of the federal framework for nationwide secure digital identity, instead of only considering a central repository, or poorly performing demographic matching concepts.

p.39 – The Cures Act federal framework seems to be mischaracterized as an “existing network.” We should consider Mickey Tripathi's discussion from the last DxF Advisory Group meeting. Page 39 of the report touches on alignment with existing networks, but Tripathi talked quite a lot about how one of the deeper issues is vendors being on smaller systems and being hesitant to participate in nationwide networks. It is important to recognize the big-picture challenges of the process, and to understand that this won't be a seamless transition into one big, neat world of data exchange—there are many roadblocks to work through first.

p.40 – These milestone dates may be challenging to meet. The time period for public comments on the entire framework, Agreement, policies and procedures is 14 days. And the final will be published 3 weeks after comments are due, which includes the period for state leadership review and revisions. That could work only if the whole thing is already written and few or no changes are made. Typically, these comment, analysis, and revision periods would be measured in double digit months for anything approaching this scope and complexity.

Thank you for the opportunity to provide feedback throughout this process. Please let us know if you have any questions!

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