

# Detailed Notice of Proposed Rulemaking

(Healthcare Sector Example)

## 1. Agency/Department:

Department of Health & Human Services (DHHS)

## 2. Rule Title:

Proposed Amendments to Electronic Health Record (EHR) Data Sharing Protocols

## 3. Citation of Legal Authority:

42 U.S.C. §1395w-104, Health Information Technology for Economic and Clinical Health (HITECH) Act

## 4. Summary of Proposed Rule:

This proposed rule introduces updated requirements for the secure electronic sharing of patient health data between providers. It aims to enhance care coordination while ensuring compliance with privacy standards.

## 5. Full Text of Proposed Changes:

- Revision of § 115.21 to mandate interoperability between EHR systems by January 1, 2025.
- Introduction of a new subsection outlining encryption requirements for data in transit.
- Clarification on patient consent mechanisms and audit trail procedures.

## 6. Statement of Need:

Efficient and secure data sharing is essential to improve healthcare outcomes and to comply with evolving technology standards and patient privacy expectations.

## 7. Anticipated Effects:

- Enhanced care coordination and patient safety across healthcare networks.
- Improved data privacy and security for sensitive healthcare information.
- Increased administrative and technical compliance responsibilities for providers.

## 8. Stakeholder Impact:

All healthcare providers utilizing EHR systems, software vendors, and patient advocacy groups will be directly affected. Public comment is encouraged to address potential operational challenges.

## 9. Public Comment Period:

Opens: July 1, 2024

Closes: August 15, 2024

## 10. Contact Information for Comments:

Rulemaking Administrator  
DHHS – Office of Policy and Planning  
[rulemaking@dhs.gov](mailto:rulemaking@dhs.gov)  
(555) 123-4567

**Authorized by:** Jane Doe

**Title:** Director, Office of Policy and Planning

**Date:** June 20, 2024

**Note:** This form is an example template. Departments should adapt the structure and content in accordance with specific agency protocols, applicable legislation, and regulatory requirements.