



# THE PARTNERSHIP TO AMEND 42 CFR PART 2

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## **Health Care Coalition Responds to SAMHSA Final Rule on Confidentiality of SUD Patient Records**

Washington, DC (July 15, 2020) – The Partnership to Amend 42 CFR Part 2 (Partnership), a coalition of nearly 50 health care organizations committed to aligning 42 CFR Part 2 (Part 2) with the Health Insurance Portability and Accountability Act (HIPAA) for the purposes of treatment, payment, and health care operations (TPO), responds to the adoption of the revised Confidentiality of Substance Use Disorder Patient Records regulation, 42 CFR Part 2, by the Substance Abuse and Mental Health Services Administration (SAMHSA), U.S. Department of Health and Human Services (HHS).

The Partnership commends HHS for its continued attention to patient care for those with substance use disorders (SUDs), and this rule is a step forward. This regulation will allow appropriate access to patient information that is essential for providing safe, effective, whole-person care for people with SUDs. The appropriate sharing of medical and behavioral health records is even more critical in times of public health emergencies like the opioid crisis and the COVID-19 pandemic.

We look forward to future guidance from SAMHSA to fully implement and fulfill the promise of the Protecting Jessica Grubb's Legacy Act, "Legacy Act", that was included in the Coronavirus Aid, Relief, and Economic Security (CARES) Act which was signed into law earlier this year.

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<http://www.helpendopioicrisis.org/>

Members of The Partnership to Amend 42 CFR Part 2 include:

Academy of Managed Care Pharmacy · Alliance of Community Health Plans · American Association on Health and Disability · American Health Information Management Association · American Hospital Association · American Psychiatric Association · American Society of Addiction Medicine · American Society of Anesthesiologists · America's Essential Hospitals · America's Health Insurance Plans · AMGA



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· Association for Ambulatory Behavioral Healthcare · Association for Behavioral Health and Wellness · Association for Community Affiliated Plans · Association of Clinicians for the Underserved · Blue Cross Blue Shield Association · The Catholic Health Association of the United States · Centerstone · College of Healthcare Information Management Executives · Confidentiality Coalition · Employee Assistance Professionals Association · Global Alliance for Behavioral Health and Social Justice · Hazelden Betty Ford Foundation · Healthcare Leadership Council · InfoMC · The Joint Commission · The Kennedy Forum · Medicaid Health Plans of America · Mental Health America · National Alliance on Mental Illness · National Association of Addiction Treatment Providers · National Association for Behavioral Healthcare · National Association for Rural Mental Health · National Association of ACOs · National Association of Counties · National Association of County Behavioral Health and Development Disability Directors · National Association of State Mental Health Program Directors · National Rural Health Association · Netsmart · OCHIN · Opioid Safety Alliance · Otsuka America · Primary Care Collaborative · Pharmaceutical, Inc. · Pharmaceutical Care Management Association · Premier Healthcare Alliance · Population Health Alliance · Smiths Medical · Strategic Health Information Exchange Collaborative