



# FINAL REGULATIONS

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**COMAR 10.25.07, *Certification of Electronic Health Networks and Medical Care Electronic Claims Clearinghouses***

**OCTOBER 16, 2025**

# Presentation Overview



- ▶ Overview of State law/legislative aims
- ▶ Background on the development of supporting regulations
- ▶ Review of public comments
- ▶ Next steps

# Framing the Discussion/High-Level Goals



Information from electronic health care transactions\* supports statewide goals to improve population health through data-driven decisions\*\*

- ▶ Facilitate a State health improvement program
- ▶ Mitigate a public health emergency
- ▶ Improve patient safety
- ▶ Support innovative care delivery models such as AHEAD\*\*\*

Supporting regulations ensure technical processes for reporting electronic health care transactions to CRISP are informed with input from electronic health networks (EHNs)

*\* Electronic health care transactions standardized under HIPAA allow payers and providers to efficiently exchange information for financial or administrative tasks, improving accuracy, reducing costs, and streamlining operations across the health care system*

*\*\* In combination with the All-Payer Claims Database that includes private insurance, Medicare Advantage, Medicare fee-for-service, and Medicaid claims (excludes self-insured ERISA plans and Federal Employee Health Benefits plans)*

*\*\*\* The Centers for Medicare & Medicaid Services administers the AHEAD (Achieving Healthcare Efficiency through Accountable Design) Model in collaboration with Maryland*

# Background – State Law



Chapter 791 (Senate Bill 748) and Chapter 790 (House Bill 1022), *Public Health – State Designated Exchange – Clinical Information* (2021)

- ▶ Requires EHNs to provide electronic health care transactions to the State-Designated Health Information Exchange (CRISP) and CRISP to make the information available for certain purposes

Chapter 625 (House Bill 1104), *Maryland Department of Health – AHEAD Model Implementation – Electronic Health Care Transactions and Population Health Improvement Fund* (2025)

- ▶ Clarifies that electronic health care transaction information may be used to support the State’s participation in the AHEAD model and any successor models, among other things

# Regulations – Timeline



COMAR 10.25.07, *Certification of Electronic Health Networks and Medical Care Electronic Claims Clearinghouses*, serves as the existing regulatory framework for implementing the legislation

- ▶ September 2021 – March 2022: Convened three townhall meetings with representatives from EHNs and CRISP to inform an iterative implementation strategy\*
- ▶ May 2024: Released draft amendments and considered informal public comment
- ▶ July 2024: Convened a stakeholder working session to discuss the draft regulations
- ▶ October 2024: Proposed regulations approved by the Commission
  - December 2024 – January 2025: Published in the Maryland Register with a 30-day public comment period
- ▶ June 2025: Reproposed regulations with additional amendments approved by the Commission
  - August 2025 – September 2025: Published in the Maryland Register with a 30-day public comment period

*\* Regulations put on hold to develop emergency regulations required by Chapter 248 (Senate Bill 786) and Chapter 249 (House Bill 812), Health - Reproductive Health Services - Protected Information and Insurance Requirements (2023)*

# Public Comments – Proposed Regulations



- ▶ Staff considered comments received during the proposed (from six organizations) and re-proposed (from one organization) public comment periods
  - Comments consisted of several recurring themes that centered on potential uses of electronic health care transaction data, reporting protocols, and compliance timeframes
- ▶ Comments resulted in clarifying certain amendments, which were deemed non-substantive
- ▶ Several comments did not result in any change including uses of transaction data, enforcement, costs, and legal concerns



# Final Amendments - New



- ▶ Clarifies two provisions
  - Electronic health care transactions EHNs must submit to CRISP
  - EHNs required to submit electronic health care transactions to CRISP



# Preparing for Implementation



- ▶ The regulations require CRISP to develop the *Electronic Health Care Transactions Technical Submission Guidance* (guidance) with input from EHNs
- ▶ CRISP convened a virtual meeting with EHNs on September 24, 2025 to overview components for the guidance and their planned development timeline



## Commission Action

- ▶ Staff requests the Commission adopt COMAR 10.25.07 as final regulations

**Note:** *If approved, final regulations are anticipated to be published in the Maryland Register with an effective date November 10, 2025.*