

Commonwealth of Massachusetts
Executive Office of Health and Human Services
NOTICE OF PUBLIC HEARING

Under the authority of M.G.L. c. 118E and in accordance with M.G.L. c. 30A, the Executive Office of Health and Human Services (EOHHS) will hold a remote public hearing on Monday, June 29, 2026, at 10 a.m. relative to the adoption of amendments to the following regulation.

101 CMR 20.00: Health Information Exchange

The purpose of 101 CMR 20.00 is to govern the exchange of health information in the Commonwealth.

The proposed amendments to 101 CMR 20.00 update and modernize the Mass HIway Health Information Exchange (HIE) regulations by expanding applicability to additional provider types, strengthening interoperability requirements, and aligning the regulatory framework with current exchange technologies and care coordination needs.

The amendments expand HIE participation requirements to additional provider types, including psychiatric hospitals, behavioral health entities, long-term care facilities, and home health agencies. The amendments also establish a phased, use-case-based approach for demonstrating compliance with statewide interoperability requirements.

There is no fiscal impact on cities and towns.

To [register to testify at the hearing and get instructions on how to join the hearing online](#), go to www.mass.gov/info-details/executive-office-of-health-and-human-services-public-hearings. To join the hearing by phone, call (646) 558-8656 and enter meeting ID 935 397 8200# when prompted.

You may also [submit written testimony](#) instead of, or in addition to, live testimony. To submit written testimony, please email your testimony to ehs-regulations@mass.gov as an attached Word or PDF document or as text within the body of the email with the name of the regulation in the subject line. All written testimony must include the sender's full name, mailing address, and organization or affiliation, if any. Individuals who are unable to submit testimony by email should mail written testimony to EOHHS, c/o D. Briggs, 100 Hancock Street, 6th Floor, Quincy, MA 02171. Written testimony will be accepted through 5:00 p.m. on June 29. EOHHS specifically invites comments as to how the amendments may affect beneficiary access to care for MassHealth-covered services.

To [review the current draft of the proposed regulation](#), go to www.mass.gov/info-details/executive-office-of-health-and-human-services-public-hearings or request a copy

in writing from MassHealth Publications, 100 Hancock Street, 6th Floor, Quincy, MA 02171.

[Special accommodation requests](#) may be directed to the Disability Accommodations Ombudsman by email at ADAAccommodations@mass.gov or by phone at (617) 847-3468 (TTY: (617) 847-3788 for people who are deaf, hard of hearing, or speech disabled). Please allow two weeks to schedule sign language interpreters.

EOHHS may adopt a revised version of the proposed regulation taking into account relevant comments and any other practical alternatives that come to its attention.

In case of inclement weather or other emergency, [hearing cancellation announcements](#) will be posted on the MassHealth website at www.mass.gov/info-details/executive-office-of-health-and-human-services-public-hearings.

Date of Newspaper Ad: June 5, 2026

Small Business Impact Statement
(As required by M.G.L. c. 30A §§ 2, 3 & 5)

CMR No and Title: 101 CMR 20.00: *Health Information Exchange*

- **Estimate of the Number of Small Businesses Impacted by the Regulation:** The amendments to the regulation affect approximately 1,000 small businesses in Massachusetts.
- **Will small businesses have to create, file, or issue additional reports?**
Yes. All provider organizations will have to complete an attestation form as part of the Hlway onboarding process.
- **Will small businesses have to implement additional recordkeeping procedures?**
No. Other than the initial onboarding attestation, there are no additional recordkeeping procedures required.
- **Will small businesses have to provide additional administrative oversight?**
Yes. Some provider organizations may have to provide additional administrative oversight to ensure that all the necessary changes have been implemented and that all workflow changes have been implemented.
- **Will small businesses have to hire additional employees in order to comply with the proposed regulation?**
No. Small businesses will not need to hire additional employees in order to comply with the amended regulations.
- **Does compliance with the regulation require small businesses to hire other professionals (e.g. a lawyer, accountant, engineer, etc.)?**
No. Compliance with the regulations does not require small businesses to hire other professionals.
- **Does the regulation require small businesses to purchase a product or make any other capital investments in order to comply with the regulation?**
No. There are several ways providers can comply with the regulations. Some of these may require a fee, but many do not. It will be up to the provider to determine the most suitable use case.

- **Are performance standards more appropriate than design/operational standards to accomplish the regulatory objective?**

(Performance standards express requirements in terms of outcomes, giving the regulated party flexibility to achieve regulatory objectives and design/operational standards specify exactly what actions regulated parties must take.)

No. The regulations take a design/operational approach and specify exactly what actions provider organizations must take to connect to the HIway.

- **Do any other regulations duplicate or conflict with the proposed regulation?**

No. There are no regulations that duplicate or conflict with this amended regulation.

- **Does the regulation require small businesses to cooperate with audits, inspections or other regulatory enforcement activities?**

Yes, the regulation gives EOHHS the right to audit provider organizations to confirm compliance with the requirements set forth in the regulation.

- **Does the regulation require small businesses to provide educational services to keep up to date with regulatory requirements?**

No. EOHHS and the Mass HIway will provide educational services and materials to providers to ensure that providers understand the regulatory requirements and how they apply to their organizations.

- **Is the regulation likely to deter the formation of small businesses in Massachusetts?**

No. The regulation neither deters nor encourages the formation of small businesses in Massachusetts.

- **Is the regulation likely to encourage the formation of small businesses in Massachusetts?**

No. The regulation neither deters nor encourages the formation of small businesses in Massachusetts.

- **Does the regulation provide for less stringent compliance or reporting requirements for small businesses?**

No. The regulations apply equally to small and large providers and do allow for less stringent compliance for small provider practices.

- **Does the regulation establish less stringent schedules or deadlines for compliance or reporting requirements for small businesses?**

No. The regulations do not establish less stringent schedules or deadlines for small businesses

- **Did the agency consolidate or simplify compliance or reporting requirements for small businesses?**

No. The agency does not consolidate or simplify compliance or reporting requirements for small businesses.

- **Can performance standards for small businesses replace design or operational standards without hindering delivery of the regulatory objective?**

No, performance standards for small business cannot replace design or operational standards without hindering delivery of the regulatory objective.

- **Are there alternative regulatory methods that would minimize the adverse impact on small businesses?**

No. This approach minimizes the impact of the regulations on all providers in the Commonwealth.