

# HTI-5 Proposed Rule Coordinated Response Form

## QUESTIONS PREVIEW

### Form description and instructions

#### HTI-5 Proposed Rule

[www.federalregister.gov/documents/2025/12/29/2025-23896/health-data-technology-and-interoperability-astponc-deregulatory-actions-to-unleash-prosperity](https://www.federalregister.gov/documents/2025/12/29/2025-23896/health-data-technology-and-interoperability-astponc-deregulatory-actions-to-unleash-prosperity)

On December 29, 2025, the Assistant Secretary for Technology Policy/Office of the National Coordinator for Health Information Technology (ASTP/ONC) published the Health Data, Technology, and Interoperability: ASTP/ONC Deregulatory Actions to Unleash Prosperity (HTI-5) Proposed Rule for comment. The Minnesota e-Health Initiative (Initiative) is collecting written feedback to submit a coordinated response during the comment period.

#### HTI-5 Proposed Rule Fact Sheet

[www.healthit.gov/topic/laws-regulation-and-policy/hti-5-proposed-rule-fact-sheet](https://www.healthit.gov/topic/laws-regulation-and-policy/hti-5-proposed-rule-fact-sheet)

According to ASTP/ONC's HTI-5 Proposed Rule Fact Sheet, the HTI-5 Proposed Rule takes deregulatory action to "(1) reduce burden on health IT developers by streamlining the ONC Health IT Certification Program (Certification Program) by removing redundant requirements; (2) update the information blocking regulations to better promote electronic health information access, exchange, and use so that patients' access to their data is not blocked; and (3) advance a new foundation of AI-enabled interoperability solutions through modernized standards and certification."

**Minnesota stakeholders are encouraged to review the HTI-5 Proposed Rule and submit comments by Friday, February 13, 2026, by 5:00pm.**

Submit comments using the [HTI-5 Proposed Rule Coordinated Response Form](https://forms.office.com/g/12qP2EAw2j)  
<https://forms.office.com/g/12qP2EAw2j>).

As you review and comment on the HTI-5 Proposed Rule, you may find it helpful to consider the following:

- How the proposed changes align with or impact the Initiative's vision and mission.
  - The Initiative's vision is that all communities and individuals benefit from and are empowered by information and technology that advances health equity and supports health and wellbeing. The Initiative's mission includes promoting research and implementation of evidence-based policies to support best practices and improve outcomes; improving community and public health through timely, actionable information; and supporting providers and care teams in the collection, use, and sharing of information.
  - The Initiative's vision and mission and guiding principles can be found on the Initiative's webpage:  
[Minnesota e-Health Initiative \(www.health.state.mn.us/facilities/ehealth/initiative/index.html\)](https://www.health.state.mn.us/facilities/ehealth/initiative/index.html)

- Grounded in your experience and areas of expertise, the perspectives you can share on:
  - potential benefits and drawbacks of the proposed changes
  - unintended consequences
  - questions you have or areas needing clarification
  - implementation considerations or barriers (particularly when thinking about implementation across the state of Minnesota)
  - equity impacts

*Not all questions in this form need to be answered.*

Page numbers referenced in questions 4-7, refer to the [printable PDF version of the HTI-5 Proposed Rule](https://www.govinfo.gov/content/pkg/FR-2025-12-29/pdf/2025-23896.pdf) ([www.govinfo.gov/content/pkg/FR-2025-12-29/pdf/2025-23896.pdf](https://www.govinfo.gov/content/pkg/FR-2025-12-29/pdf/2025-23896.pdf)).

When you submit this form, it will not automatically collect your details like name and email address unless you provide it yourself.

## Contact information

1. Name
2. Organization
3. Email Address

## Questions

**4. Comments on the proposed changes to certification criteria for health information technology.**

Refer to Section III of the HTI-5 Proposed Rule, “Health Information Technology Standards, Implementation Specifications, and Certification Criteria and Certification Programs for Health Information Technology (Part 170).” Respondents may wish to begin with Table 1 on page 11 of the PDF, which summarizes proposed removals and revisions to certification criteria, and then continue through Section III. A, “Certification Criteria for Health Information Technology,” (ending on page 30) which contains the detailed discussion of individual certification criteria.

**5. Comments on the proposed edits and descoping measures to the Conditions and Maintenance of Certification requirements for Health IT developers.**

Refer to Section III. D, “Conditions and Maintenance of Certification Requirements for Health IT Developers” (pages 32-35) for discussion of proposed conforming edits and deregulatory changes to Conditions and Maintenance of Certification requirements, including Assurances, Application Programming Interfaces, Attestations, Real World Testing, and Insights.

**6. Comments on the proposed activities to support a stronger foundation for FHIR-based APIs and to support AI-enabled interoperability solutions.**

Discussion for this question appears throughout Section III (pages 10-35) of the HTI-5 Proposed Rule, where FHIR-based standards and approaches are cited as reasons for proposed changes to certain certification criteria. Respondents may also wish to review Section I. b, "America's FHIR-Forward Future" (pages 2-3) for high-level context on AI-enabled interoperability, as well as discussion in Section III. A. e, "Decision Support Interventions" (pages 17-18), and in Section IV, "Information Blocking (Part 171)" (pages 36-37).

**7. Comments on the revisions to Information Blocking definitions and Exceptions.**

Refer to Section IV, "Information Blocking (Part 171)" (pages 36-45) for proposed updates to Information Blocking definitions and Exceptions, including changes related to automated access, use of electronic health information, and revisions or removals of specific exceptions.

**8. Comments on ASTP/ONC's withdrawal of proposals not yet finalized from the HTI-2 Proposed Rule.**

Details on the proposals being withdrawn are described in a separate proposed rule submitted to the Federal Register, Health Data, Technology, and Interoperability: Patient Engagement, Information Sharing, and Public Health Interoperability; Withdrawal ([www.govinfo.gov/content/pkg/FR-2025-12-29/pdf/2025-23890.pdf](http://www.govinfo.gov/content/pkg/FR-2025-12-29/pdf/2025-23890.pdf)). Respondents may wish to review pages 2-3.

**9. Comments related to any of the areas of interest described above.**

Question 9 asks for any comments related to areas of interest identified by the Initiative that the HTI-5 Proposed Rule would impact. Areas of interest include artificial intelligence, health information exchange, transitions of care and care coordination, health equity, and health-related social needs, patient data privacy and consent.

**10. Please share any additional comments on the HTI-5 Proposed Rule.**

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*To obtain this information in a different format, call 651-201-5979.*