

# PUBLIC SUBMISSION

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HIPAA Administrative Simplification Compliance Review Information Retrieval Forms (CMS-10148)

**Comment On:** CMS-2021-0134-0001

HIPAA Administrative Simplification Compliance Review Information Retrieval Forms (CMS-10148)

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## General Comment

Hello,

I support CMS 10148 because the proposed rule aims to strengthen the Health Insurance Portability and Accountability Act's 1996 Public Law 104-191 (HIPPA) by allowing for an increase of investigations into possible violations of the act. In addition, I generally think that CMS-10784 offers a reasonable experiment that seeks to simplify documentation currently required by HIPPA.

On first impression, I questioned CMS 10148's scope, that "[a]nyone can file a complaint if he or she suspects a potential violation . . . if the person believes that a covered entity is not utilizing the adopted Administrative Simplification provisions of HIPPA." At first, I wondered if there would be an increase in frivolous complaints, especially from disgruntled competitors. However on second thought, other healthcare professionals privy to HIPPA actually understand what a violation of HIPPA is, and in turn, are likely the best enforcers of HIPPA's provisions.

In addition, I think that CMS 10148 offers a reasonable solution to limit frivolous claims by not allowing anonymous complaints.