

agreement, including any results pursuant to section 300ii-1(d)(2)(B)(xii) of this title; and

(2) identifying effective programs and activities funded pursuant to section 300ii-1 of this title.

#### (b) Report

Not later than October 1, 2023, the Secretary shall submit a report to the Committee on Health, Education, Labor, and Pensions of the Senate and the Committee on Energy and Commerce of the House of Representatives regarding the outcomes of the programs and activities funded pursuant to section 300ii-1 of this title, including any effective programs and activities identified.

(July 1, 1944, ch. 373, title XXIX, §2904, as added Pub. L. 109-442, §2, Dec. 21, 2006, 120 Stat. 3295; amended Pub. L. 116-324, §2(a), Jan. 5, 2021, 134 Stat. 5085.)

#### Editorial Notes

##### AMENDMENTS

2021—Pub. L. 116-324 amended section generally. Prior to amendment, section required the Secretary to report to Congress by Jan. 1, 2009, on the activities undertaken under this subchapter.

#### § 300ii-4. Authorization of appropriations

There are authorized to be appropriated to carry out this subchapter, \$10,000,000 for each of fiscal years 2020 through fiscal year 2024.

(July 1, 1944, ch. 373, title XXIX, §2905, as added Pub. L. 109-442, §2, Dec. 21, 2006, 120 Stat. 3296; amended Pub. L. 116-324, §2(b), Jan. 5, 2021, 134 Stat. 5085.)

#### Editorial Notes

##### AMENDMENTS

2021—Pub. L. 116-324 substituted “subchapter, \$10,000,000 for each of fiscal years 2020 through fiscal year 2024.” for “subchapter—

- “(1) \$30,000,000 for fiscal year 2007;
- “(2) \$40,000,000 for fiscal year 2008;
- “(3) \$53,330,000 for fiscal year 2009;
- “(4) \$71,110,000 for fiscal year 2010; and
- “(5) \$94,810,000 for fiscal year 2011.”

#### SUBCHAPTER XXVIII—HEALTH INFORMATION TECHNOLOGY AND QUALITY

#### § 300jj. Definitions

In this subchapter:

##### (1) Certified EHR technology

The term “certified EHR technology” means a qualified electronic health record that is certified pursuant to section 300jj-11(c)(5) of this title as meeting standards adopted under section 300jj-14 of this title that are applicable to the type of record involved (as determined by the Secretary, such as an ambulatory electronic health record for office-based physicians or an inpatient hospital electronic health record for hospitals).

##### (2) Enterprise integration

The term “enterprise integration” means the electronic linkage of health care providers, health plans, the government, and

other interested parties, to enable the electronic exchange and use of health information among all the components in the health care infrastructure in accordance with applicable law, and such term includes related application protocols and other related standards.

##### (3) Health care provider

The term “health care provider” includes a hospital, skilled nursing facility, nursing facility, home health entity or other long term care facility, health care clinic, community mental health center (as defined in section 300x-2(b)(1) of this title), renal dialysis facility, blood center, ambulatory surgical center described in section 13957(i) of this title,<sup>1</sup> emergency medical services provider, Federally qualified health center, group practice, a pharmacist, a pharmacy, a laboratory, a physician (as defined in section 1395x(r) of this title), a practitioner (as described in section 1395u(b)(18)(C) of this title), a provider operated by, or under contract with, the Indian Health Service or by an Indian tribe (as defined in the Indian Self-Determination and Education Assistance Act [25 U.S.C. 5301 et seq.]), tribal organization, or urban Indian organization (as defined in section 1603 of title 25), a rural health clinic, a covered entity under section 256b of this title, an ambulatory surgical center described in section 13957(i) of this title,<sup>1</sup> a therapist (as defined in section 1395w-4(k)(3)(B)(iii) of this title), and any other category of health care facility, entity, practitioner, or clinician determined appropriate by the Secretary.

##### (4) Health information

The term “health information” has the meaning given such term in section 1320d(4) of this title.

##### (5) Health information technology

The term “health information technology” means hardware, software, integrated technologies or related licenses, intellectual property, upgrades, or packaged solutions sold as services that are designed for or support the use by health care entities or patients for the electronic creation, maintenance, access, or exchange of health information<sup>2</sup>

##### (6) Health plan

The term “health plan” has the meaning given such term in section 1320d(5) of this title.

##### (7) HIT Advisory Committee

The term “HIT Advisory Committee” means such Committee established under section 300jj-12(a) of this title.

##### (8) Individually identifiable health information

The term “individually identifiable health information” has the meaning given such term in section 1320d(6) of this title.

##### (9) Interoperability

The term “interoperability”, with respect to health information technology, means such health information technology that—

<sup>1</sup>So in original. The words “ambulatory surgical center described in section 13957(i) of this title” appear in two places.

<sup>2</sup>So in original. Probably should be followed by a period.