

Break the Glass Resources

1. Implementation Policies.

- a. Missouri – Does not allow for break the glass. Recalling discussions with Raul about this issue, there are no statutory restrictions for emergency medical exceptions. The policy was adopted based on strong stakeholder input that a patients' opt-out right should be respected in all situations.
- b. Michigan – There are 7 HIEs ("HIEs") in Michigan. Of the two with publicly available information 1 allows for break the glass the other does not.
- c. Indiana – No information available.

2. State Break the Glass Policies and Procedures

- a. For the 25+ opt-out states identified 15 have a policy with respect to break the glass (policy, procedure and opt-out forms are accessible from the link below).
 - i. 10 states allow for break the glass
 - ii. 6 restrict break the glass access for patients that opt-out
 - iii. The remaining states do not explicitly address break the glass and rely on access policies around TPO, global (all-or-nothing) consent and applicable law.
 - iv. The following states have detailed policies and procedures regarding break the glass: Maryland (CRISP), North Carolina (NCHIE), North Dakota (NDHIN) and to a lesser extent Hawaii (HA HEN).

Policy documents are available on the website. The state breakdown is below:

Allow: AK, AR, CO, CT, LA, MD, NC, ND, HI (includes option for partial opt-out i.e. opt-out completely, opt-out generally and patient consent to access for emergency medical conditions).

Restricts: DE, ME, MT, NM, SD, WV.