..... (Original Signature of Member)

118TH CONGRESS 1ST SESSION



To prohibit the Secretary of Veterans Affairs from carrying out certain activities under the Electronic Health Record Modernization Program until certification of system improvements and facility readiness.

IN THE HOUSE OF REPRESENTATIVES

Mr. Bost introduced the following bill; which was referred to the Committee on _____

A BILL

- To prohibit the Secretary of Veterans Affairs from carrying out certain activities under the Electronic Health Record Modernization Program until certification of system improvements and facility readiness.
 - 1 Be it enacted by the Senate and House of Representa-
 - 2 tives of the United States of America in Congress assembled,

3 SECTION 1. SHORT TITLE.

4 This Act may be cited as the "Department of Vet5 erans Affairs Electronic Health Record Modernization Im6 provement Act".

1SEC. 2. PROHIBITION ON CERTAIN ACTIVITIES UNDER2ELECTRONIC HEALTH RECORD MODERNIZA-3TION PROGRAM UNTIL CERTIFICATION OF4SYSTEM IMPROVEMENTS AND FACILITY5READINESS.

6 (a) CERTIFICATION OF IMPROVEMENT.—

7 (1) **PROHIBITION.**—The Secretary of Veterans 8 Affairs may not commence a program activity at a 9 facility of the Veterans Health Administration where 10 such activity is not being carried out as of the date 11 of the enactment of this Act until the date on which 12 the Secretary of Veterans Affairs submits to the 13 Committees on Veterans' Affairs of the House of 14 Representatives and the Senate written certification 15 that the electronic health record system has met 16 each of the improvement objectives described in 17 paragraph (2) at each facility where such system is 18 being carried out as of the date of the enactment of 19 this Act.

20 (2) IMPROVEMENT OBJECTIVES.—The improve21 ment objectives described in this paragraph are the
22 following:

23 (A) A monthly uptime for the electronic
24 health record system of 99.9 percent for four
25 sequential months.

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1 (B) The completion of all improvements or 2 modifications of the electronic health record 3 system required to be completed pursuant to a 4 contract, task order, modification, or other 5 similar instrument, entered into before the date 6 of the enactment of this Act.

7 (b) CERTIFICATION OF READINESS.—The Secretary 8 may not implement the electronic health record system at 9 a facility of the Veterans Health Administration where 10 such system has not been implemented as of the date of the enactment of this Act until the date on which the di-11 rector of such facility, the chief of staff of such facility, 12 and the director of the Veterans Integrated Services Net-13 work in which such facility is located each submit to the 14 15 Secretary, and the Secretary transmits to the Committees on Veterans' Affairs of the House of Representatives and 16 the Senate, written certification that— 17

18 (1) the build and configuration of the electronic
19 health record system, as proposed to be carried out
20 at such facility, are accurate and complete;

(2) the staff and infrastructure of such facility
are adequately prepared to receive such system; and
(3) the implementation of such system will not
have significant, sustained adverse effects on patient

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- safety, patient wait-times for medical care, or health
 care quality at such facility.
- 3 (c) DEFINITIONS.—In the section:

4 (1) The term "electronic health record system"
5 means the electronic health record system imple6 mented pursuant to the Electronic Health Record
7 Modernization Program.

8 (2) The term "program activity" means an ac-9 tivity under the Electronic Health Record Mod-10 ernization Program, including any site assessment, 11 current state assessment, local or national workshop, 12 training, testing, or any other activity conducted be-13 fore the activation of the electronic health record 14 system.