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Family Services of Western Pa  
3230 William Pitt Way  
Pittsburgh, Pa 15217

INDEPENDENT REGULATORY  
REVIEW COMMISSION

February 19, 2008

#2654

Calvin B. Johnson, M.D., Secretary  
Pennsylvania Department of Health  
8<sup>th</sup> Floor West Health and Welfare Building  
P.O. Box 90  
Harrisburg, PA 17108

Dear Secretary Johnson,

As a provider, I have been waiting for 10 years for a change in the Pennsylvania Drug and Alcohol confidentiality regulations. The current regulations are just primitive and assume the residents of this state are incapable of making decisions for themselves, that we are paid solely by grant funding streams that don't require information to make decisions around "medical necessity" and lastly that ignore the need for different parts of the human services system to be able to easily communicate and coordinate services.

The changes to the Drug and Alcohol Confidentiality regulations, while they don't solve all of the problems, make a very large step forward in bringing Drug and Alcohol confidentiality into the 21<sup>st</sup> century and stop treating the people we serve in a paternalistic anti-recovery manner. Being able to share information with a signed release of information form to assist the people we serve in obtaining disability benefits from social security. The ability to share relevant information with the court system that assist them in their recovery is essential. Our being able to communicate someone's level of functioning as part of a managed care entity determining someone's "medical necessity" in order to decide which level of care the person meets given their insurance coverage is of critical importance.

While I wish the revisions would have gone further in determining how information can be shared between treatment providers, more consistent with the Federal HIPAA and Substance Abuse regulations, the changes that have been made to Pennsylvania's regulations are a real step forward. I hope the Department listens to this feedback and not to a well organized minority who tends to be opposed to any change, no matter how slight.

Sincerely yours

Stephen Christian-Michaels  
Chief Operating Officer