

HIPAA TRANSACTIONS

2002 UPDATE

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- The information and views in this presentation do not represent official views of the U.S. Department of Health and Human Services

Transactions

- In implementation, finally
- Process for modifications in place
- Code sets
 - Sets missing
 - Codes missing
 - Local codes consolidation
- HIPAA Web Site transition

Transaction/Code Sets Timetable

- Final Regulation published in August, 2000
- Original compliance date: October 16, 2002
- Many sectors of health care requested additional time to build, test, and successfully implement the standards

Congress' Response

- Administrative Simplification Compliance Act (ASCA)
- Signed into law by President Bush on December 27, 2001 as Public Law 107-105
- Allows covered entities to request a one-year extension for transactions compliance
- Does not affect other HIPAA standards

ASCA Provisions

- Directed to covered entities with October 16, 2003 compliance date for full implementation of Transactions Rule
- IF compliance extension plan submitted to HHS by 10/15/2002
- THEN compliance date is extended to 10/16/2003

Model Form

- HHS to publish a model compliance extension form by March 31, 2002
- Model form or another format
- File electronically or via paper
- No funds appropriated, but \$44.2 million authorized -- decreases if HHS misses March 31 deadline

Small Health Plans

- Small health plans currently have a compliance date of October 16, 2003
- No further extension for small plans
- What is “small”?
 - Providers with fewer than 25 FTEs
 - Practitioners et al. with fewer than 10 FTEs

Compliance Extension Form: Required Elements

- Reasons for non-compliance
- Schedule for transaction implementation
- Work plan and budget
- Implementation strategy
- Planned use of contractors or vendors
- Time frame for testing, starting no later than April 16, 2003

Compliance Plan Form Instructions

- Summary information only
- No space for information protected as
 - Trade secrets or proprietary information
 - Personal information
- Agents may submit form on behalf of covered entities

Congressional Purposes

- Completion of extension plans
 - requires covered entities to develop a plan for compliance
 - provides useful data to NCVHS
- Not to add new burdens on covered entities

Extension Based on Submission of Form

- No separate review
- Proof of extension from receipt
 - electronic, automatic if submitted electronically
 - U.S. Mail or other service

National Committee on Vital and Health Statistics

- Sample of compliance extension plans to be provided to NCVHS
- NCVHS will
 - identify common barriers to compliance activities
 - publish recommendations for solving the problems

Developing the Model Form

- Workgroup for Electronic Data Interchange (WEDI) convened industry group to draft a model compliance extension form, which they have recommended to the Secretary.
- Providers, plans, and vendor organizations all included in group

NCVHS Hearing

- Hearing on February 7, 2002
- Reviewed form, heard comments
- General consensus: KISS principle
- Subcommittee in general agreement with form

NHVHS Concerns

- Promote use of model form via web
- Address provider concerns about disclosure of proprietary information

ASCA: Medicare Exclusions

- Secretary may exclude providers from participating in Medicare after October 16, 2002 if :
 - no compliance extension form submitted
 - not compliant by October 16, 2002
- HHS will initiate rulemaking

ASCA: Medicare Claims

- After October 16, 2003 Medicare may no longer pay paper claims
- Exceptions:
 - No method for electronic submission
 - Small providers of services or supplies
 - Provider with less than 25 FTEs
 - Practitioner, et al., less than 10 FTEs
 - Unusual circumstances

Future Actions

- First Transactions modifications
 - Corrections
 - Changes based on SDO reviews and DSMO process

Final HIPAA Regulations To Come

- National Provider Identifier
- Employer Identifier
- Security
- Electronic Signature

Proposed HIPAA Rules To Come

- Privacy modifications
- National Plan Identifier
- Claims Attachments
- Annual modifications

Covered Entity To Do List

- Monitor CMS web site for form
- Submit form if extension desired
- Work with IT staff and vendors
- Contact your trading partners
- Join WEDI/SNIP efforts
- Support SDOs
- Use the delay time to reach compliance

Web Sites

- Transactions and code sets
 - www.cms.gov
- Washington Publishing Co.
 - <http://www.wpc-edi.com>
- National Committee on Vital and Health Statistics:
 - <http://aspe.hhs.gov/ncvhs/>

More Resources

- Workgroup on Electronic Data Interchange:
 - <http://wedi.org>
- WEDI/Strategic National Implementation Process:
 - <http://snip.wedi.org>
- Privacy:
 - <http://www.hhs.gov/ocr/hipaa/>