How State Agencies are Responding to HIPAA

HIPAA Summit West

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Presented by

Denise Love

National Association of Health Data Organizations

HIPAA Primer

- The letter of the HIPAA legislation narrowly defines the business of healthcare.
  - Transactions
  - Identifiers
  - Privacy & Security
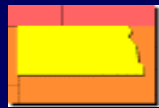
Who must comply with HIPAA standards?

- **Covered entities ("gottabes")**:
  - Health plans
  - Health care clearinghouses
  - Health care providers
- Specific functions/programs
  - business associate of such entity?
  - Special provisions (joint government plans)?

Public Health and HIPAA

- Public health is exempt from some aspects of HIPAA:
  - Privacy regulations
  - Transaction/code set regulations
- However, public health is a major data player
  - A typical state health department maintains ~59 health data sets
  - Much of these data come from the provider community ("covered entities")

HIPAA Opportunities for "Exempt Entities" (wannabees?)

- A legal and technical framework for improving data sharing and structures
- Reducing provider burden to supply data for public health and quality improvement
- Enhancing the content, timeliness, and comparability of multi-state data for public health

HIPAA is bringing us together to develop national solutions to our data dilemmas!!
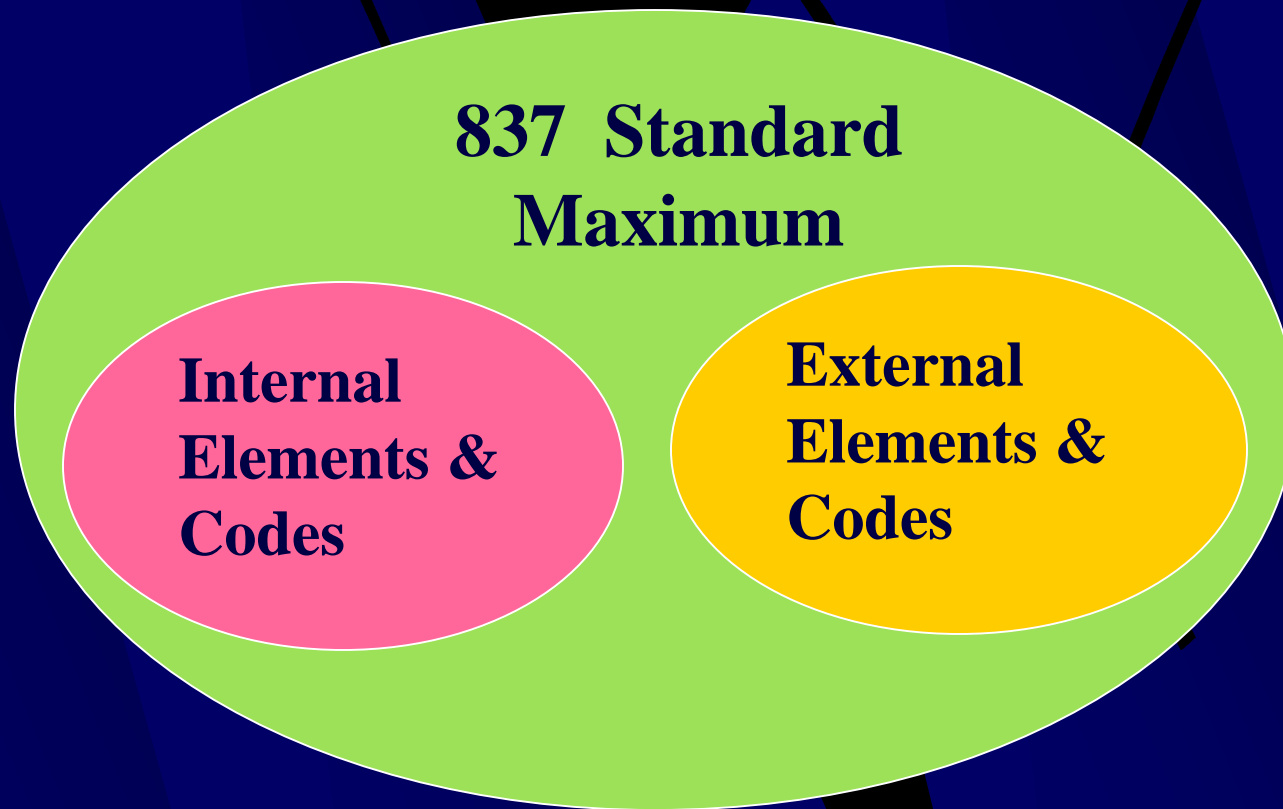
Who is the Public Health Data Standards Consortium Today?

- A coalition of 32 organizations committed to the promotion of data standards for public health and health services research
  - Federal agencies (CDC, AHRQ, CMS, HRSA,SAMHSA)
  - State agencies and regional consortia (NY, NE, WI, WA, CA, MA, MHDC, MHDI)
  - National professional associations (AHSRHP, AMCHP, ASTHO, APHL, CSTE, NACCHO, NAPHSIS, NAHDO, NASMD, PHF, JCAHO, MHSIP, NASADAD, NASHP, NALBOH, STIPDA, WGCBHHS)
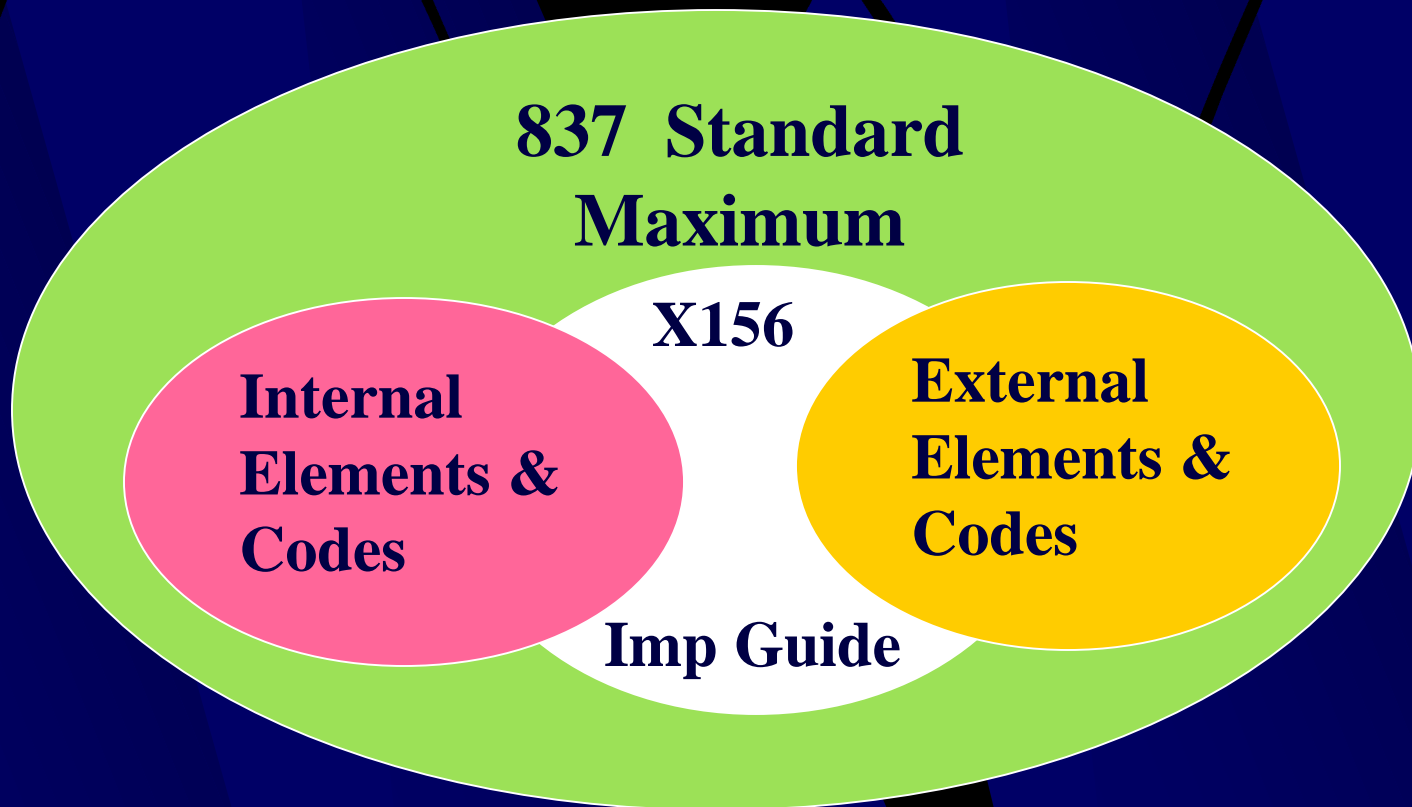
Data Maintenance

- If what you need is not included in the standard, then Data Maintenance is necessary
  - Adding or changing Internal Elements and codes require ANSI ASC X12 action
  - Adding or changing External Elements and codes require outside action
- Necessary education to be provided on Web Based Resource Center

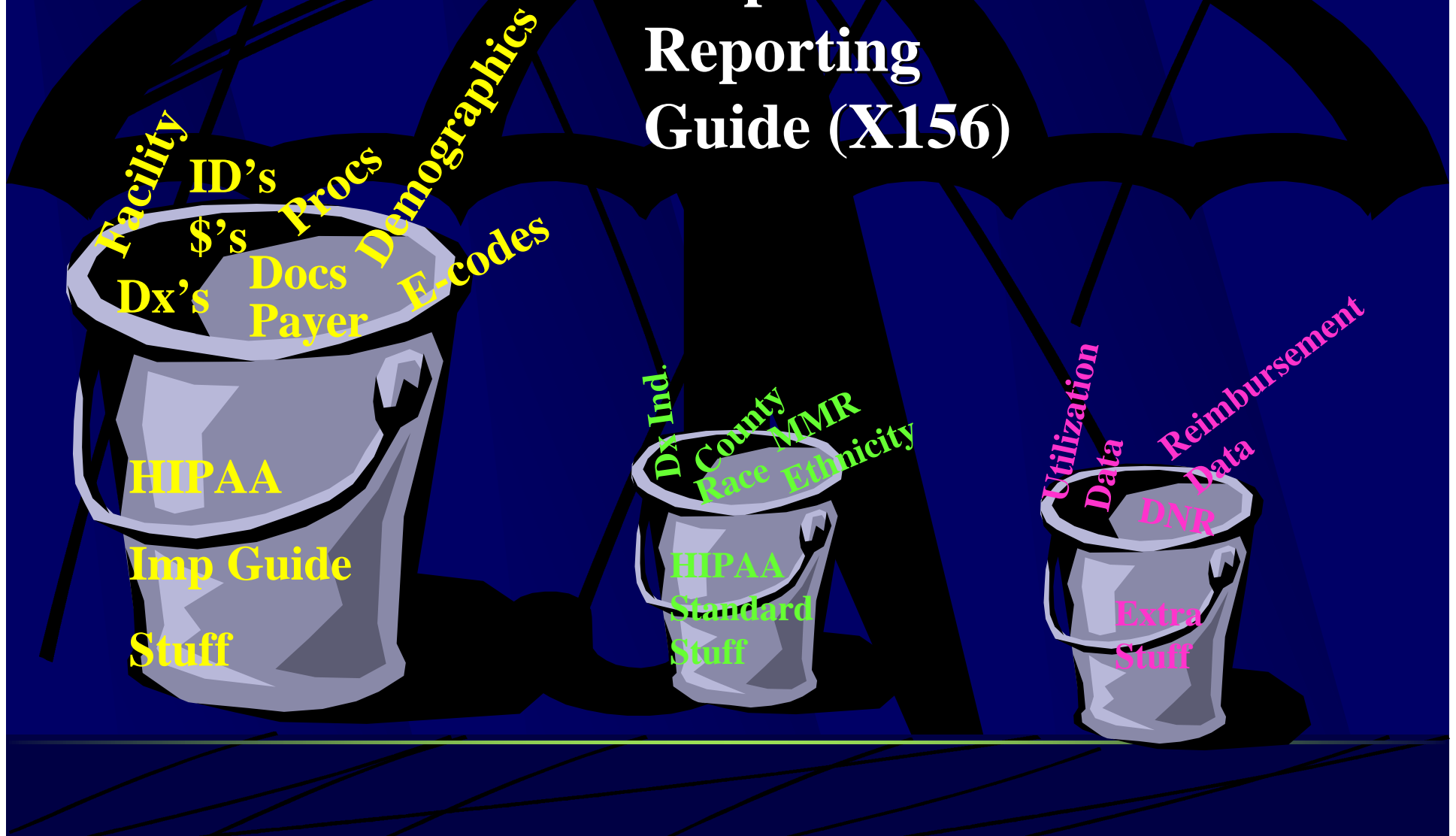# Example: Hospital Discharge Data---STANDARDS 101

837 Standard Maximum

Internal Elements & Codes

External Elements & Codes

Implementation 101

837 Standard Maximum

X156

Internal Elements & Codes

External Elements & Codes

Imp Guide

Proposed Reporting Guide (X156)

Facility
ID's
$'s
Procs
Demographics
Dx's
Docs
Payer
E-codes

HIPAA
Imp Guide
Stuff

Dx Ind.
County MMR
Race Ethnicity

HIPAA
Standard
Stuff

Utilization Data
Reimbursement Data
DNR

Extra
Stuff

Guide Highlights

- **Billing Provider Loop (2000A and 2010AA) references changed to Service Provider**
- **Further adjusting of data element needs as a result of ongoing industry outreach**
- **Further wordsmithing on Situational Notes.**
- **Further clarification of definitions in Front Matter**
- **Support for State Legislated needs included**
- **Addition of TG3 WG4 Object Descriptors to enable XML.**

Where is Imp Guide Development Process Defined

X12N Implementation Guide Handbook

Work Product of

TG4 - Implementation Guides

What is done

- Initiate Implementation Guide Project Proposal (IGPP) - Feb 2001
- Obtain Work Group Approval for IGPP - Feb 2001
- Obtain Task Group Approval for IGPP - Feb 2001
- Obtain X12N/TG4 Approval for IGPP - Feb 2001

What is done

- Meet with the Publisher - WPC - Feb 2001
- Develop the initial Draft of Implementation Guide - Spring 2001
- Obtain Work Group Approval of Initial Draft - Oct 2001
- Forward Initial Draft to the Publisher - Dec 2001

To Do List

- Validate Rough Draft - Feb 2002
- Refine Preliminary Draft
- Obtain Work Group Approval for Last Draft
- Obtain Public Review and Comment - Time period to determined by Work Group
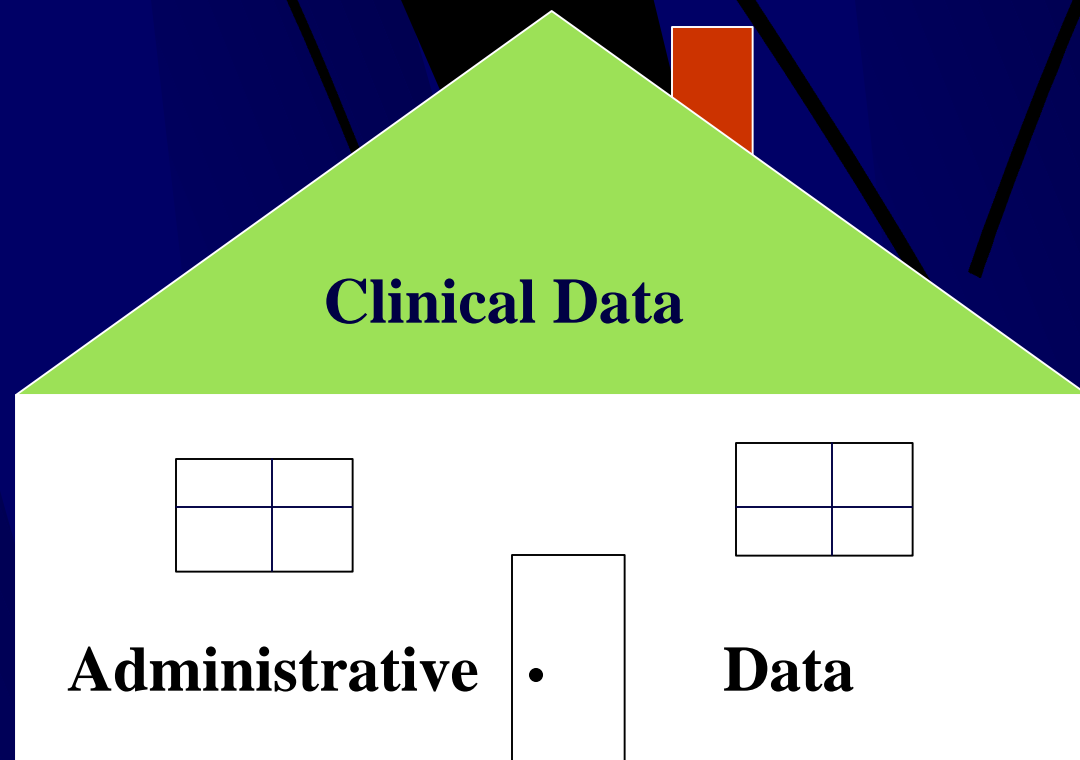- Respond to Comments

To Do List

- Obtain Work Group Approval for Informational Forum
- Prepare for Informational Forum
- Conduct Informational Forum
- Make Final Changes
- Obtain Work Group Approval

To Do List

- Obtain Task Group Approval
- Review Due Process with X12N/TG4
- Obtain X12N Approval to Publish
- Notify Publisher

The Future
Data System Integration

Clinical Data

Administrative · Data

Data Integration - A NYS Example

- Administrative Emergency Department Data
  - HIPAA Compatible application
  - Facility "buy in"
- Syndromic Emergency Room Surveillance Data
  - NEDSS application
  - Clinician "buy in"

Recipe for filling the data gaps

- Take advantage of the national standards process defined in HIPAA
  - Education and outreach
- Establish collaborations
  - Who are your business partners/competitors
- A heavy dose of persistence and patience
  - The process takes time

Contact Information

NAHDO

www.nahdo.org

Consortium Listserv
PH-CONSORTIUM-L@list.nih.gov

Consortium Website
http://www.cdc.gov/nchs/otheract/phdsc/phdsc.htm