

APCD Data Release Committee Meeting

August 13, 2019



Agenda

Agenda Item	Time
Welcome and Call to Order	1:00 pm
Public Comment	1:05 pm
Review and Approval of Minutes-June 11, 2019	1:10 pm
Introduction of New OHS APCD Project Manager, Adrian Texidor	1:15 pm
Overview of Data Privacy and Security Subcommittee Final Report	1:30 pm
Wrap-up and Meeting Adjournment	2:55 pm

Welcome and Call to Order

Public Comment

(2 minutes per commenter)

Review and Approval of:

June 11, 2019 Meeting Minutes

Introduction of new OHS APCD Project Manager:

Adrian Texidor

APCD Data Privacy & Security Subcommittee Recommendations

August 13, 2019

Presented by: CedarBridge Group



APCD Data Privacy & Security (DPS) Subcommittee

- A review of applicable data privacy, data security, and data release policies and procedures is required to ensure incorporation of OHS' APCD requirements and strategy considerations.
- Charge of the DPS Subcommittee
 - Review APCD privacy, security, and data release policy practices from other states
 - Review current or anticipated concerns from data recipients, OHS staff, etc.
 - Review and revise existing APCD policies to reflect the changes necessitated by Public Act 17-2, as amended by Public Act 18-91
 - Present recommendations to the APCD Advisory Group for review and affirmation

Subcommittee Members

- Dr. Robert Scalettar (Chair) – RES Health Strategies / Access Health CT Board Member
- Ted Doolittle – Office of the Healthcare Advocate
- Matthew Katz – Connecticut State Medical Society
- Joshua Wojcik – Office of the State Comptroller
- Pat Checko – Representing the Data Release Committee
- James Iacobellis – Connecticut Hospital Association
- Bernie Inskeep – United Health Group
- Krista Cattanach – Aetna
- Dr. Victor Villagra – University of Connecticut Health, Health Disparities Institute

The Support Team

State of Connecticut

Allan Hackney - Office of Health Strategy
Health Information Technology Officer

Adrian Texidor – Office of Health Strategy
Health Information Technology Program Manager

Tina Kumar – Office of Health Strategy
Consumer Information Representative

Rob Blundo – Access Health CT (*until 6/30/19*)
Director, Technical Operations & Analytics

CedarBridge Group

Carol Robinson
Michael Matthews, MPH
Chris Robinson
Mark Hetz, MBA
Dawn Bonder, JD
Sheetal Shah, MPH

Overview of Meeting Schedule / Workplan

Meeting Goal & Focus	Meeting Materials
<p>Meeting #1 (April 26, 9am – 10am) – Kick-off and Orientation</p> <ul style="list-style-type: none"> Review and discuss project charter Discuss proposed process/workplan for achieving desired outcomes Orientation on Environmental Scan and current policies and procedures for data privacy / release 	<ul style="list-style-type: none"> Existing data privacy policies and procedures Environmental Scan of other APCD initiatives
<p>Meeting #2 (May 3, 9am – 10am) – Consider Current State of Data Privacy Policies</p> <ul style="list-style-type: none"> Evaluate current APCD data privacy policies Consider new APCD policies to enhance program’s effectiveness and efficiency 	<ul style="list-style-type: none"> Draft decision criteria Evaluation matrix
<p>Meeting #3 (May 17, 9am – 10am) – Consider Current Data Release Practices</p> <ul style="list-style-type: none"> Evaluate current data release policies and procedures Consider new policies/procedures to enhance effectiveness and efficiency Examine potential for APCD data to support approved use cases 	<ul style="list-style-type: none"> Existing data release policies and procedures Application summary
<p>Meeting #4 (May 31, 9am – 10:30 am) – Review Privacy Policy & Recommendations</p>	<ul style="list-style-type: none"> Draft recommendations
<p>Meeting #5 (June 14, 9am – 10:30 am) – Review Privacy Policy & Recommendations</p>	<ul style="list-style-type: none"> Draft recommendations
<p>Meeting #6 (June 28, 9am – 10:30 am) – Review Privacy Policy & Recommendations</p>	<ul style="list-style-type: none"> Draft recommendations
<p>Meeting #7 (July 12, 9am-10am) – Finalize Recommendations</p>	<ul style="list-style-type: none"> Finalize recommendations

Overview of Environmental Scan

Online research

- Arkansas
- Connecticut ★
- Maine
- Massachusetts
- Minnesota
- New York
- Rhode Island
- Utah
- Vermont
- Virginia

Telephone interview or e-mail response and online research

- Colorado
- Maryland
- New Hampshire
- Oregon
- Washington
- APCD Council
- National Association of Health Data Organizations (NAHDO)

States contacted for further information

- Massachusetts
- New York
- Rhode Island
- Vermont

Characteristics Assessed

- Treatment of Protected Health Information
- Data Release Governance
- Data Release Process
- Transparency of Data Request/Release
- Publication of Security Measures
- Consumer On-line Access to Data
- Treatment of Cost (Pricing) Data

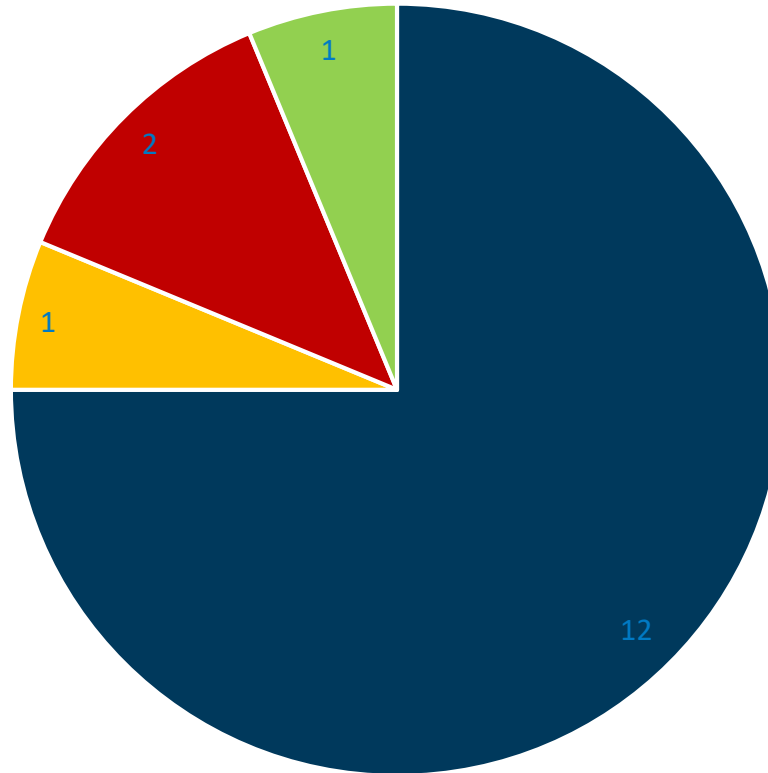
Additional Trends and Observations

- The environmental scan highlighted the need for states to be cognizant of the levels of stakeholder trust, confidence, and commitment to an APCD program
- Trust of stakeholders is essential in order to find consensus positions on data collection and on data availability for a variety of purposes
 - Trust in APCD data quality
 - Trust in accuracy of data reports from APCD program
 - Trust in the processes used to develop policies and procedures for the APCD program
 - Trust in the application of policies and procedures by the APCD program
 - Trust in the fairness of APCD data availability and data use policies and procedures
- As trust and confidence of stakeholders in an APCD program builds, new opportunities for expanding the use of APCD data can be considered
- As additional uses of APCD data are accepted by stakeholders, the value of APCD data will be more apparent, and support for funding of an APCD program will increase

Value = Sustainability

Application Disposition Overview

*15 applications received to date



■ Approved ■ Not Approved ■ Scheduled for DRC Review ■ Submitted to APCD

Deep-Dive Review of Existing Policy

Green – keep as is
Red – delete
Blue – move to procedure document
Orange – discuss in more detail

As approved by the Board of Directors on February 18, 2016

Access Health CT

All-Payer Claims Database (APCD) Privacy Policy and Procedure

1. Purpose of Policy.

a. APCD Legislative Mandate and History. Public Act 13-247 enabled the Exchange's creation of the Connecticut All-Payer Claims Database ("APCD"). Pursuant to Public Act 13-247, various Data Submitters are required to report healthcare information to the Exchange for inclusion in the APCD. The Act allows the Exchange: (i) to utilize healthcare information collected from Data Submitters to provide healthcare consumers in Connecticut with information concerning the cost and quality of healthcare services that allows such consumers to make more informed healthcare decisions; and (ii) to disclose Data to state agencies, insurers, employers, healthcare providers, consumers, researchers and others for purposes of reviewing such Data as it relates to health care utilization, costs or quality of healthcare services.

b. Purpose of the Policy. The purpose of this Policy is to ensure the integrity, security and appropriate use and disclosure of Data. More specifically, this Policy sets forth the process and procedure by which the Exchange will accept, review and evaluate applications from third parties requesting access to the Data in a manner consistent with the Act.

2. Definitions

a. "Act" means Connecticut General Statutes Sections 38a-1090 and 38a-1091, as amended from time to time.

b. "Advisory Group" shall mean the All-Payer Claims Database Advisory Group established pursuant to the Act.

c. "APCD" means the Connecticut All-Payer Claims Database established by the Act, and created and maintained by the Exchange.

d. "APCD Personnel" means those Exchange employees, agents and contractors (other than the contractor responsible for receiving healthcare information from the Data Submitters) whom the Executive Director

Dawn Bonder
Add citation for legislation authorizing the APCD to move from Exchange to OHS.

Dawn Bonder
Consider adding language re: balance of protection data privacy and security and meeting legislative mandate in a manner that maximizes the opportunity to derive value from APCD data.

Dawn Bonder
All definitions will be changed to reflect shift from Exchange to OHS Oversight and the Executive Director to the Health Information Technology Officer ("HITO").

Dawn Bonder
Add citation for legislation authorizing move from Exchange to OHS.

- Line-by-line evaluation of existing Privacy Policy and Procedures
- Subcommittee members discussed and analyzed the policy purpose, Committee composition, data application process, data release process, data use, and disclosure

Final Recommendations

Changes to the revised Privacy Policy and Procedures include:

- Purpose of Policy
- Additions, deletions, and modifications to definitions, titles, roles, and responsibilities
- Data Release Committee Composition
- Coordination between the DRC and APCD Advisory Group
- APCD Advisory Group annual evaluation of the DRC
- Removal of processes and procedures from the policy and creation of OHS processes and procedures

Recommended List of Internal & External Procedures

SECTION	SUBJECT	RECOMMENDATION(S)
3.b	HITO ACTIVITIES	INTERNAL PROCEDURE
3.c	HITO ACTIVITIES	INTERNAL PROCEDURE
4.c.i	DRC MEETING DETAIL	INTERNAL PROCEDURE
4.c.ii	DRC MEETING DETAIL	EXTERNAL PROCEDURE
4.c.iv	DRC MEETING DETAIL	EXTERNAL PROCEDURE
5.a.iii	MANAGEMENT OF APCD DATA BY PERSONNEL	INTERNAL PROCEDURE
5.a.iv	DISCLOSURE OF APCD DATA BY VENDOR	INTERNAL PROCEDURE
5.c.ii	MANAGEMENT OF APCD DATA BY VENDOR	INTERNAL PROCEDURE
5.d.i	MANAGEMENT OF OHS PERSONNEL	REMOVE LANGUAGE
5.e.i	DISPOSAL OF DATA IN OHS POSSESSION	INTERNAL PROCEDURE
6.e.i.1	HITO TASKS RELATED TO DATA RELEASE APP	INTERNAL PROCEDURE
6.e.i.2	HITO TASKS RELATED TO DATA RELEASE APP	INTERNAL PROCEDURE
6.e.i.3	HITO TASKS RELATED TO DATA RELEASE APP	INTERNAL PROCEDURE
6.e.i.4	HITO TASKS RELATED TO DATA RELEASE APP	INTERNAL PROCEDURE
6.e.i.5	HITO TASKS RELATED TO DATA RELEASE APP	INTERNAL PROCEDURE
7.b.i	FORM AND MANNER OF ACCESS TO DATA	EXTERNAL PROCEDURE
7.b.ii	FORM AND MANNER OF ACCESS TO DATA	EXTERNAL PROCEDURE
8.b	DESTRUCTION OF DATA BY RECIPIENT	INTERNAL PROCEDURE
9.c.i	PUBLICATION RESTRICTIONS	INTERNAL PROCEDURE
9.c.ii	PUBLICATION RESTRICTIONS	EXTERNAL PROCEDURE
9.c.iii	PUBLICATION RESTRICTIONS	EXTERNAL PROCEDURE
9.c.iv	PUBLICATION RESTRICTIONS	EXTERNAL PROCEDURE

Data Release Committee (DRC) Specific Recommendations:

- Align the definition of the DRC with the purpose and mission of the DRC
- Increase the minimum number of members from eight (8) to nine (9)
 - Remove the *ex officio* state agency member
 - Add Medicaid Director, or designee
 - Add Department of Mental Health and Addiction Services (DMHAS) Commissioner, or designee
- Designate the Chair of the DRC as a standing member of the APCD Advisory Group
- Require Executive Director of OHS to provide DRC with rationale underlying exercise of veto authority
- Require APCD Advisory Group conduct an annual review of the DRC's performance and compliance with policy and procedures

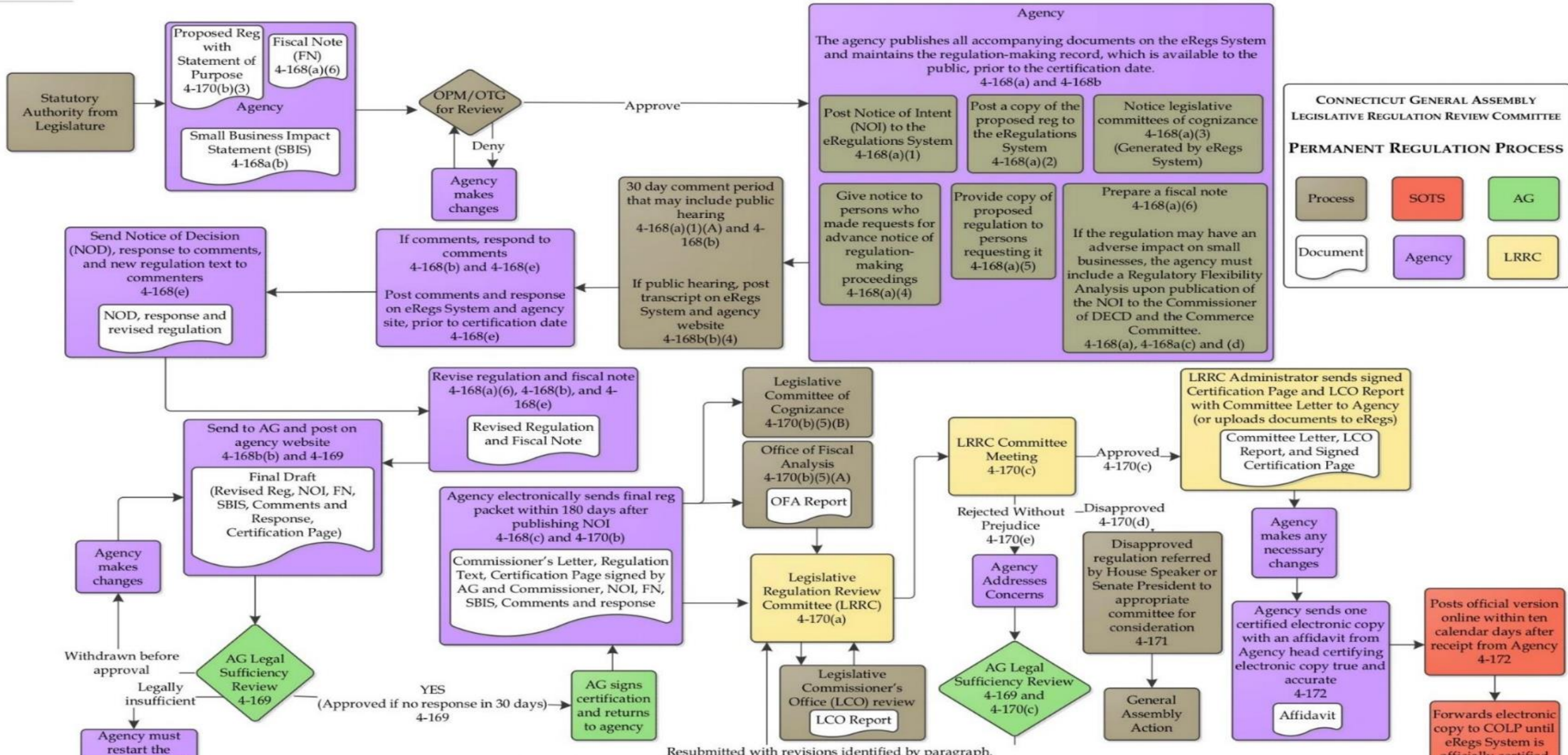
Topics for Further Discussion

- The DPS Subcommittee recommended further discussion of the following topics by the APCD Advisory Group:
 - Types of APCD data released
 - Participation in national consortiums
 - Data Privacy and Security Subcommittee charge moving forward

APCD Advisory Group Meeting – August 8, 2019

- Affirmed recommendations of the Data Privacy and Security Subcommittee
- Added Chair of DRC as a member of the APCD Advisory Group
- Acknowledged the topics for future discussion

CT Regulatory Process



**CONNECTICUT GENERAL ASSEMBLY
LEGISLATIVE REGULATION REVIEW COMMITTEE**

PERMANENT REGULATION PROCESS

Process	SOTS	AG
Document	Agency	LRRC

Wrap up and Adjournment