



National Committee on Vital and Health Statistics
Advising the HHS Secretary on National Health Information Policy

14th NCVHS Report to Congress

The Implementation of the Administrative Simplification
Provisions of the Health Insurance Portability and
Accountability Act of 1996

June 17, 2020

NCVHS Report to Congress: Purpose



- Meet the statutory requirement to report to Congress regularly on the implementation status of the HIPAA administrative simplification provisions.
- Outline ways in which HIPAA needs modernizing to enable the now much-evolved digital health system to more fully support needed improvements and innovation in health care and health while reducing costs and administrative burden.

NCVHS 12th Report to Congress



4 Cross-Cutting Themes:

- Balance standardization and innovation to improve efficiency.
- Practice consistent data stewardship to facilitate information use.
- Take advantage of technology to educate and support health data users.
- Leverage partnerships to get the most out of data resources.

NCVHS 12th Report to Congress



Administrative Simplification

- 5 themes/findings

Privacy, Confidentiality and Security

- 4 themes/findings

Population and Community Health Data

- 3 themes/findings

Data Access and Use

- 2 themes/findings

NCVHS 13th Report to Congress



- Comprehensive in scope
- Clear messaging
 - “The World Has Changed”
 - “A Call to Action”
 - “Resetting the Trajectory: New Strategies for New Opportunities”
 - “Revisions to current HIPAA Rules would facilitate the agility industry needs to keep pace with the opportunities and challenges of today’s ever-changing health care landscape”

NCVHS 13th Report to Congress



Executive Summary

Part 1: A Call for Action

Part 2: Status Report on Administrative Simplification Implementation

Part 3: Data Essential for Management of Population and Community Health

Part 4: Conclusion and Next Steps

14th RTC Framing & Approach



Guidance from ASPE: adhere closely to fulfilling Committee's reporting mandate to...address the following subjects, to the extent that the Committee determines appropriate:

- A. The extent to which persons required to comply with part C of title XI of the Social Security Act are cooperating in implementing the standards adopted under such part.
- B. The extent to which such entities are meeting the security standards adopted under such part and the types of penalties assessed for non-compliance with such standards.

Framing & Approach (continued)



- C. Whether the Federal and State governments are receiving information of sufficient quality to meet their responsibilities under such part.
- D. Any problems that exist with respect to implementation of such part.
- E. The extent to which timetables under such part are being met.”

14th RTC Scope



- Activities, reports and letters approved in calendar years 2019 & 2020 related to the reporting mandate.
- Anticipated next steps in the Federal FY2021 work plan.

NCVHS 2019-2020 Areas of Committee Focus



- A. Health Information Privacy Beyond HIPAA Framework Report and Letter to the Secretary
- B. Predictability Roadmap, including collaboration with ONC on convergence of clinical and administrative data and ICAD Task Force
- C. Culmination of Health T/V work: Criteria for Adoption and Implementation of Health Terminology and Vocabulary Standards, and Guidelines for Curation and Dissemination of these Standards
- D. ICD-11 Recommendations and related developmental work, i.e., environmental scan and roundtable meeting

Initial Thoughts on Major Themes and Takeaways



- Update on the status of NCVHS recommendations on implementation of the HIPAA administrative simplification provisions and the impact of action or inaction on the furtherance of automation.
- Original HIPAA Administrative Simplification regulations have been an accelerant for driving transaction automation and reducing burden on payers and providers.
- The world has changed in multiple ways that makes the existing regulatory process and structure a barrier to improvement instead of an accelerant.
 - Improved care integration, risk management and payment models have made essential a more cohesive and aggressive integration between clinical and administrative functions
 - Burden reduction driven by automation and simplification must be looked at and can only be materially advanced by looking across the entire health care ecosystem
 - This requires a rethinking of the regulatory framework, partnership between the clinical and administrative standards development and implementation processes and technologies

Proposed Timeline for Report Development

Summer 2020	<ul style="list-style-type: none">• Develop detailed outline• Subcommittees provide input• Executive Subcommittee discussion/guidance
Fall 2020	<ul style="list-style-type: none">• Begin drafting/iterating early versions• Full Committee meeting: review, discuss, refine
Fall/Winter 2020	<ul style="list-style-type: none">• Executive Subcommittee refines• Iteration and refinement
Late Winter 2021	<ul style="list-style-type: none">• Full Committee reviews, provides input to finalize• Full Committee meets to approve



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Discussion