

## **DRAFT MINUTES**

### **State Consumer Health Information and Policy Advisory Council Meeting**

**Date:** June 30, 2016

**Time:** 10:00am –12:00pm

**Location:** Agency for Health Care Administration, Florida Center Conference Room

**Members Present:** Secretary Elizabeth Dudek; Kim Streit, Chair; Karen van Caulil, PhD, Vice Chair; Anne Swerlick, proxy for Laura Brennaman, PhD; Laura Cantwell; Tammy Perdue; Diane Godfrey; Chris Struk; Jill Sumfest, MD; Mary Beth Vickers; Michael Wasyluk, MD; Tracy Yacobellis

**Members Absent:** Paul D. Myers, Wences Troncoso,

**Staff Present:** Nikole Helvey, Bureau Chief; Beth Eastman; Heidi Fox; Nancy Tamariz; Jennifer Miller; Aaron Parsons; Marsha Webb; Milly Hardin; Jess Hand

**Interested Parties Present:** Dr. Nicholas Abid, Ellen Anderson, Ben Browning, Kristine Burnaska, Eric DeWitt, Diane Gaddis, Nichole Hall, Lauren Henderson, Toni Large, Paul Lowell, Timothy Macsuga, Jim Naessems, David Newman, Christopher Nuland, Elizabeth Pedersen, Elaine Peters, Randy Schubring, Clint Shoupe, Layne Smith, Tom Sullivan, Ashley Tait-Dinger, John Viele

**Call to Order, Welcome and Roll Call:** Chair, Kim Streit called the meeting to order, welcomed attendees and called roll.

**Review and Approve Meeting Minutes:** Chair Streit called for review and approval of the March 24, 2016 draft minutes. Ms. Tammy Perdue made a motion to approve and Mr. Chris Struk seconded the motion. The Council voted to accept the minutes with no objections.

**Agency Update:** Ms. Elizabeth Dudek, Secretary of the Agency, told the Council that Governor Rick Scott signed House Bill 7087 into law April 14, 2016. This law creates a 15-member Telehealth Advisory Council for the purpose of making recommendations to the Governor and Legislature to increase use of Telehealth technology and services in Florida. The Telehealth Advisory Council recommendations are to be reported by October 31, 2017. Secretary Dudek stated that interest in the Telehealth Advisory Council positions has been high and competitive. Interested applicants must apply online at the Agency's website by July 1, 2016.

Additionally, the Secretary noted that HB 7087 requires the Agency, the Florida Department of Health, and the Office of Insurance Regulation to survey health care facilities, practitioners, and health insurers on the status and scope of telehealth activities in Florida. Survey findings are to be reported to the Governor and Legislature by December 31, 2016.

Secretary Dudek stated that House Bill 1175, Transparency in Health Care, goes into effect July 1, 2016, and reviewed the bill's impact on the Agency and providers. Specifically, the Secretary

noted that the bill requires the Agency to contract with a vendor to create an all-payer claims database (APCD).

Dr. Jill Sumfest asked whether the Transparency Bill includes hospital-based urgent care centers, noting complaints from patients billed by these facilities as emergency department visits. Secretary Dudek responded that off-site emergency departments may be confused with off-site clinics. Ms. Helvey added that there has been a long standing requirement for urgent care centers to prominently post prices of their top fifty most common procedures. The Transparency Bill expands the definition of an urgent care center to include a hospital owned off-site diagnostic imaging center. Additionally, Ms. Helvey announced that the Agency has published a new Emergency and Urgent Care Consumer Guide on FloridaHealthFinder.gov to explain the different types of emergency care providers in Florida.

**Health Information Exchange Coordinating Committee (HIECC) Update:** Ms. Heidi Fox with the Office of Health Information Exchange reviewed the most recent webinar meeting of the HIECC on March 25, 2016, noting that attendance was high. Ms. Fox discussed meeting updates from Harris, the Patient Look-Up (PLU) User Group, the Event Notification Service (ENS), Agency outreach efforts, and the upcoming procurement for the Florida Health Information Exchange (FLHIE). The solicitation of a no-cost contract by an Invitation to Negotiate is scheduled for October, and feedback from a survey issued by the Agency to Florida HIE participants and stakeholders will be used in the vendor procurement process.

Ms. Fox reviewed language added to the subscription agreement for participation in the E-Health Exchange. The new language states that participants agree to comply with appropriate laws and consent policies required for exchange with the E-Health Exchange partners. All requirements are listed in the Data Use and Reciprocal Support Agreement (DURSA).

Mr. Aaron Parsons reviewed changes to language in the Event Notification Service (ENS) Agreement. Mr. Parsons stated that the general terms and conditions are incorporated into the Agreement and a copy is provided to vendors. He confirmed that by signing the Agreement, vendors agree to the general terms and conditions.

Vice Chair, Dr. Karen van Caulil, (participation delayed due to technical difficulties) added that as of the end of February, there are 15 subscribers to the ENS, 4 health plans and 11 Accountable Care Organizations (ACOs). Dr. van Caulil discussed highlights from the HIECC meeting in March, noting there were over 100 participants in the Florida Healthcare Coalition Webinar. Dr. van Caulil also reviewed the recent CMS approval of funding for onboarding of long-term post-acute care providers to the Florida HIE.

Dr. van Caulil has accepted a 3-year appointment by the U.S. Government Accountability Office to the Health Information Technology Policy Committee in Washington D.C. The committee is charged with making recommendations to the national coordinator of the Office of the National Coordinator for Healthcare Information Technology on the policy framework for

developing and adopting a nationwide health information infrastructure. Chair Streit and Vice Chair, Dr. Van Caulil, discussed the safety issues related to Health Information Technology.

**Florida Center Update:** Florida Center for Health Information and Policy Analysis, Bureau Chief, Nikole Helvey reported that the Transparency Bill changes the name of the Florida Center on July 1, 2016 to The Florida Center for Health Information and Transparency. She noted that an FAQ on the Transparency Bill is available on the Agency's Website.

**Primary Care Grants:** Ms. Helvey stated \$28.5 million was allocated in the 2015-2016 State Appropriations report to provide grants to community providers to offset emergency room utilization and increase access to primary care. These grants are to be used primarily for uninsured and underinsured residents throughout the state. Ms. Helvey stated there are now 49 executed agreements, and awardees unable to spend the entire grant within the 2015-2016 fiscal year will be able to carry over the funding into fiscal year 2016-2017. Several programs have already begun invoicing services on a monthly basis, and the Agency anticipates publication of metrics being collected on the Primary Care Grant Program.

Next, Ms. Helvey reviewed a high level draft timeline of anticipated milestones for procurement of the All Payer Claims Database (APCD) during the next year. She added that the Florida Center will have three contracts scheduled back-to-back: the re-procurement of FloridaHealthFinder.gov, procurement for the APCD, and Procurement of the HIE. Lastly, Ms. Helvey discussed rulemaking highlights for the upcoming year.

Chair Kim Streit asked how the Transparency Bill will impact different areas of the Agency. Ms. Helvey responded that enforcement of Sections One and Two of the Transparency Bill will be under the Licensure Unit, and procurement of the APCD will be handled in the Florida Center. Chair Streit and Ms. Helvey discussed the bundling component of the bill which requires the vendor to utilize a bundling methodology.

Ms. Helvey told the Council that the Agency introduced a new Health Quality Assurance Health Care Alert System which allows users to subscribe to, and receive, Agency alerts via email.

#### **Long Range Plan Update:**

Ms. Nancy Tamariz with the Office of Data Collection provided a report on Long Range Plan Updates. Ms. Tamariz stated that her unit is awaiting replacement of the current auditor system. She noted that Quarter Four closed with 3,616 submissions, 4,182 failures and 164 XML assists. She added that it was the first quarter of data submissions utilizing ICD-10 Codes, and that there were 12 deficient facilities (one rural hospital and 11 ASCs) that were not certified during Quarter Four. Ms. Tamariz discussed challenges with data collection this quarter, noting a 30.4 percent PD failure rate and 85.2 percent ambulatory failure rate following ICD-10 implementation.

Next, Ms. Beth Eastman with the Office of Data Dissemination discussed Healthcare Transparency related to FloridaHealthFinder.gov. Ms. Eastman stated that procurement is underway for the rebidding of the FloridaHealthFinder.gov contract. She also shared that recent legislation eliminated a requirement for FloridaHealthFinder.gov to provide information on 150 medical conditions and procedures, thus allowing improvement to website navigation by streamlined information on the website. Ms. Eastman reviewed the upcoming addition of a Home Health Agency Comparison Tool on FloridaHealthFinder.gov. This tool will allow users to compare Home Health Agencies in a format similar to the Assisted Living Facilities Comparison Tool already online.

Ms. Eastman discussed the Emergency and Urgent Care Consumer Guide, which has been added to FloridaHealthFinder.gov. She explained that the guide was created in response to consumer's questions about the types of urgent and emergency care available in Florida. Chair Streit asked whether the Agency has promoted the availability of this brochure beyond FloridaHealthFinder.gov and the Council discussed options for disseminating the brochure to interested parties.

Ms. Eastman reviewed visits and webinar activities related to FloridaHealthFinder.gov, noting total annual visits increased from 1,980,022 in 2012 to 3,701,419 in 2015. An atypical drop in visits between April and May of 2016, (from 366,180 to 185,599), potentially the result of a technical difficulty, is being investigated by the vendor. Ms. Eastman stated that FloridaHealthFinder.gov webinars are now advertised on the Agency Facebook and Twitter accounts, and as of June 2016, 29 webinars with 760 attendees have been completed. She reviewed results from a webinar participant survey created by host, Jess Hand, adding that survey results show a diverse utilization of website resources (with the Facility/Provider Locator ranking highest) and high overall webinar satisfaction scores. Lastly, Ms. Eastman spoke to the impact of ICD-10 implementation on 2015 FloridaHealthFinder.gov data updates, and Council members discussed challenges to data dissemination from providers still transitioning to the new codes.

Ms. Heidi Fox with the Office of Health Information Exchange reported that a roundtable discussion of health information technology with long-term and post-acute care stakeholders and Agency representatives is scheduled on July 7<sup>th</sup> at the Agency. She reviewed Long-Range Plan Updates, noting that Event Notification use has increased to 19 subscribers, 6 health plans and 18 accountable care organizations. In May, Community Health IT (dba My Health Story) went live on the Patient Look-Up Service, and providers E-prescribing increased from 70 to 73 percent in the first quarter of 2016. Ms. Fox stated that 296 eligible professionals were added to the E.H.R. incentive program in the last quarter, exceeding estimates for provider participation. She explained that since this is the last year for providers to enter the Medicaid program, outreach activities have increased. Mr. Chris Struk asked whether new health plans to ENS can be identified. Mr. Parsons responded in the affirmative and reviewed the list of new health plan participants.

Ambulatory Surgery Center Quality Measures: Ms. Helvey shared that Dr. David Shapiro, a National Quality Forum expert on the development of ASC quality metrics, is interested in attending the fall Council meeting to provide insight into current ASC reporting trends and future metrics to consider from claims data.

**Next Steps and Public Comment:**

Ms. Helvey read two written public questions submitted for response; and explained that both questions related to the Transparency Bill. She noted that a response will be available in next month's Transparency Bill FAQ:

- 1) Timothy Macsuga: Would licensing be able to develop and release a list of items on a timeline that will be enforced? In other words, until there is an APCD organization, could they not be fined for failing to link to it on their web page?
- 2) Nicole Hall: Referencing Transparency Bill lines 159-163, does the actual charity policy in application need to be provided with the estimates? This is in regards to the pre-treatment estimate of cost that facilities will be required to provide to patients and prospective patients. Does the charity policy and application need to be provided along with that or is a simple statement of availability in terms of brochures, websites etc. acceptable?

**Adjournment**

There being no further discussion, the Advisory Council adjourned at 11:40am