



All Payer Claims Database Advisory Group Meeting
Meeting Minutes

Date: Thursday, November 13, 2014
Time: 9:00 a.m. – 11:00 a.m. EST
Location: Legislative Office Building, Room 1D

Members Present

James Wadleigh (Acting Chair), Tamim Ahmed, Robert Aseltine, Mary Ellen Breault for Thomas Leonardi (phone), Roderick Bremby (phone), Barbara Parks Wolf for Ben Barnes, Matthew Katz, James Iacobellis, Kimberly Martone for Jewel Mullen, Michael Michaud for Patricia Rehmer, Dean Myshrall for Mark Raymond, Jean Rexford, Robert Scalett (phone), Robert Tessier, Mary Taylor, Victoria Veltri, Victor Villagra (phone), Joshua Wojcik for Kevin Lembo

Members Absent

Mary Alice Lee

Other Participants

Demian Fontanella, Mark Schaefer, James Harrison, Robert Blundo, Matthew Salner, Christen Orticari,

I. Call to Order and Introductions

James Wadleigh, Acting CEO of Access Health CT (AHCT) and APCD Advisory Group Chair, called the meeting to order at 9:00 a.m. Members introduced themselves.

II. Public Comment

There was no public comment.

III. Approval of June 12 and July 10, 2014 Meeting Minutes

Jean Rexford moved approval of the June 12 and July 10, 2014 meeting minutes. Robert Tessier seconded the motion.

Motion passed unanimously without abstention.

IV. CEO/ ED Updates

Mr. Wadleigh, introduced Tamim Ahmed to announce AHCT's contract with Onpoint Health Data (OHD) for the provision of APCD data management and analytical services. The partnership was publically announced on November 11 and the full press release is available [online](#). Mr. Ahmed reported that staff initiated a brand strategy planning process by engaging a design company for logo development support and applying to patent the words 'Access Health CT Analytics.'

V. Introduce APCD Data Analytics Vendor

Mr. Ahmed provided an overview of the APCD data and analytics vendor contractor, Onpoint Health Data (OHD), an organization founded in 1976 as an independent non-profit company, with a national profile of experience in health care information systems, data management and analytics. He reported on the RFP and contracting process leading to contract completion, provided a brief background history of the company, and explained key points of their agreed on partnership. Robert Blundo reported contract components essential to APCD implementation and the contractor role in each, including building out the managed environment and analytics functionality, data collection and integration, and web reporting services. Mr. Blundo added that initial reporting goals were to showcase the potential of the data in the APCD, and subsequent reports would provide more granular information. Online report releases were contingent on verification of accurate, actionable data. Based on past states' experience, data sets increased in reliability and validity and became more

actionable as users continuously worked to improve data accuracy. Members asked to be engaged in web reporting development phases.

James Harrison, President/CEO at Onpoint Health Data, presented Onpoint's structure, history, background, profile of experience, and planned collaboration with AHCT and partners, including The Atom Group and Communicate Health. The mission at Onpoint was focused on reliable data and analytic services and vision on leading the APCD market as an industry leader backed by 35 years of experience. Victoria Veltri asked about their previous work in other states with Medicaid data. Mr. Harrison referenced involvement with Medicare and Medicaid integration services in Minnesota. Kim Martone recommended that OHD, AHA and the Department of Public Health (DPH) meet to discuss data sharing plans and address statutory and regulatory issue areas.

VI. 2nd Circuit Court Decision

Ira Goldman reported on a Second Circuit Court of Appeals decision made in February 2014, called Liberty Mutual v. Donegan. In 2011, Vermont sought to collect claims data from Liberty Mutual via Anthem Blue Cross, its third party administrator (TPA), into their All-Payer Claims Database (APCD). In response, Liberty Mutual instructed its TPA not to submit the requested data, and to instead challenge the law by claiming that the Vermont law was pre-empted by the federal statute, ERISA. Liberty Mutual had fewer than 200 people working in Vermont (under the threshold for mandatory reporting), but was subject to mandatory reporting under the law because Blue Cross, its TPA, would have been required to turn over its Liberty Mutual data with other data. The case was brought in the federal district court which found there was no preemption of state law by ERISA. However, in February 2014 the Second Circuit Court of Appeals overturned the decision and found that Liberty Mutual was correct, that the statute attempted to make them "turn over" or report information that they were not required to report because of ERISA's preemption provision, and that therefore they did not have to comply with the Vermont Law. The Second Circuit decision did not affect Medicare, Medicaid or governmental plans, none of which are governed by ERISA, nor did it impact the obligation of insured plans to submit data to the APCD because they come within an ERISA exception for state insurance laws. The impact of the decision is that self-insured private sector employee benefit plans are no longer required to submit data to Vermont's APCD or to other APCDs in Second Circuit states, namely Connecticut and New York. Matthew Katz asked if a summary of the decision and other states' response to the impact of the decision be circulated to members. Mr. Wadleigh asked that further questions be directed to Mr. Goldman, Mr. Ahmed or Matthew Salner.

VII. Medicaid Data Status

At the last APCD Advisory Group meeting, members requested information on Medicaid data collection in other states. Mr. Salner put together and reviewed a resource for members about the 11 states with an operational APCD. Commissioner Roderick Bremby thanked Mr. Salner for providing the Department of Social Services (DSS) the requested information and reported on the Medicaid data status issue to the APCD Advisory Group. DSS staff reviewed relationships between state Medicaid Agencies and the organizations administering APCDs outside of their state's Medicaid agency. In the case of the Colorado APCD, where the APCD resides outside of the state Medicaid organization, there seemed to be a contractual relationship, in which the APCD provided analytical reports to support purposes directly related to Medicaid plan administration. However, based on their review, DSS concluded the use cases were not directly related to Medicaid plan administration, per federal guidelines. Mr. Bremby indicated they would continue to review use cases to determine if there were services which could support the administration of Medicaid programs.

VIII. APCD Website & Newsletter

Christen Orticiari reported on AHA's first steps in planning an online portal and electronic newsletter for internal and external stakeholder information. The resources were developed to accomplish the following main goals: to conceptualize and stand up a functional site wireframe, to categorize and create website content that could be continuously enhanced and added to, and to convey information of interest to APCD stakeholders in an accessible and transparent way. Mr. Katz expressed appreciation for the improved, user-friendly resources. Jean Rexford urged AHA to refrain from a pre-mature website launch.

IX. Status of Subcommittees

Dr. Robert Scalettar reported that the Data Privacy, Confidentiality, and Security Subcommittee last met on June 26, 2014 due to contract negotiations. With the finalization of the contract, the subcommittee planned to resume work.

Mr. Katz stated that the Policy and Procedure Enhancement Subcommittee did not have a meeting scheduled yet; however, a meeting with the vendor would be helpful. He indicated the next meeting would be arranged in the following year.

X. Next Steps

No next steps were discussed at this time.

XI. Future Meetings

Mr. Ahmed informed members the 2015 APCD Advisory Group regular meeting schedule would be coordinated with the Office of Legislative Management and then circulated to members.

XII. Adjournment

Mr. Wadleigh entertained a motion to adjourn the meeting. Mr. Tessier motioned. Mr. Iacobellis seconded the motion. Motion passed unanimously. The meeting was adjourned at 11:00 a.m.