

# Connecticut's Health Insurance Marketplace As approved by the APCD Advisory Group on May 12, 2016

# All-Payer Claims Database Advisory Group Meeting Meeting Minutes

**Date**: Thursday, February 11, 2016 **Time**: 9:00 a.m. – 11:00 a.m. ET

**Location**: Hartford Hilton, Grand Ballroom West

#### **Members Present**

James Wadleigh, Robert Aseltine, Jr., Mary Ellen Breault, Corrine Seibert on behalf of Commissioner Roderick Bremby, Demian Fontanella (phone), Bernadette Inskeep, Matthew C. Katz, Kimberly Martone, Michael Michaud on behalf of Miriam Dephin-Rittmon (phone) Melissa Morton on behalf of Secretary Ben Barnes (phone), Dean Myshrall on behalf of Chief Information Officer Mark Raymond, Jean Rexford, Robert Scalettar, Robert Tessier, Victoria Veltri (phone), Victor Villagra (departed at 10:06 am)

## **Members Absent**

Tamim Ahmed, James D. Jacobellis, Kevin Lembo, Katherine Wade,

## **Other Participants**

Robert Blundo, Joan Feldman, Patrick Quinn, Susan Rich-Bye, William Roberts, Matthew Salner, Ryan O'Neil

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# I. Call to Order and Introductions

James Wadleigh called the meeting to order at 9:08 a.m.

## II. Public Comment

There were no public comments.

# III. Approval of November 12, 2015 Meeting Minutes

James Wadleigh asked for a motion to approve November 12, 2015 meeting minutes. Bob Tessier raised a question about the minutes regarding Section V. Legal Review of Anti-Trust Legislation. Joan Feldman made clarifying remarks, including that the title should refer to trade secrets instead of anti-trust issues. Mr. Wadleigh asked Ryan O'Neil to make the necessary changes for the next meeting. Mr. Tessier moved to table the approval of the minutes until the next meeting. Dean Myshrall seconded. The motion passed unanimously.

## IV. CEO/ ED Updates

Patrick Quinn of Onpoint Health Data updated the group on APCD data intake. Mr. Quinn answered some questions about increased intake activity in the last week, and described the types of carriers required to submit data files. Mr. Quinn stated that the table showing this information would include a key when it was next updated. He also clarified that, while the data being received are called "test data," they are actual data from 2012. The "test" refers to testing the systems involved, not the data itself. Mr. Quinn answered questions and explained that all submitters are cooperating, and nothing has occurred that would derail the current timeline. He also explained the process of submitting files.

#### V. Approval of Policy and Procedures and Discussion of Public Comments

Joan Feldman discussed the Policy and Procedures for Data Security and Privacy. Matthew Katz expressed concern about how the APCD defines data submitters with regard to whether or not they are either covered entities under the Health Insurance Portability and Accountability Act (HIPAA). Mr. Katz asked whether AHCT had contemplated a business associate agreement (BAA) with those submitters, and whether Onpoint or AHCT would enter into such an agreement. Mr. Katz used the example of Accountable Care Organizations (ACOs) to expand on his question regarding the applicability of HIPAA to the APCD. Ms. Feldman explained that the APCD handles all data with the highest level of security and protection. The APCD is not a covered entity under HIPAA, and AHCT does not have any legal requirement to have a business associate agreement with APCD data submitters. Ms. Feldman added that AHCT's contract with Onpoint included protections that far exceeded those required in a BAA. Ms. Feldman provided examples of specific obligations of HIPAA covered entities which do not apply to the APCD. Ms. Feldman stated that Onpoint was required by AHCT to undergo a rigorous security audit and to continually update its security technology. Onpoint is also required to maintain insurance

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coverage to protect both AHCT and Onpoint. Ms. Feldman said that AHCT would also pursue appropriate legal remedies against any data requestor that violated the data use agreement (DUA). Susan Rich-Bye pointed out that security is part of a DUA, and that inadequate security can be a reason for denying a data use application.

Mr. Wadleigh asked for a motion to approve the Policy and Procedures for Data Security and Privacy. Mr. Katz made a motion to approve. Mr. Tessier seconded. The motion was passed unanimously.

## VI. Quality Measures in Healthcare

Mr. Katz, of the Connecticut State Medical Society, gave a presentation on quality measures in health care covering physician and clinical quality evaluations. The presentation included information on how insurers measure quality, Medicare's system to measure quality, a new system called Value-Based Payment Modifier and a component of that system called Quality and Resource Uses Reports, and the Consumer Assessment of Health Providers and Systems. Mr. Tessier thanked Mr. Katz for the presentation and stated that it was good to have everyone on the same page in this area.

## VII. APCD Data Connectivity with Other Data Sources

Dr. Robert Aseltine gave a presentation on connecting APCD data to other data sources, and the opportunities such connections could yield for Connecticut. Dr. Aseltine outlined the limitations of not linking APCD data to other sources. He then highlighted examples of the benefits of linking the data, which included identifying Connecticut school districts with a high risk of suicide, and filling in missing demographic data in the APCD database. Mr. Tessier asked if other states were doing anything similar. Dr. Aseltine replied that some were but only in a very limited way. He would like to expand well beyond what other states have done. Mr. Katz stated that he thought this would be tremendously helpful. He asked if there were any legal prohibitions to connecting data sources. William Roberts, of Shipman and Goodwin, replied that nothing prevents AHCT from doing this, as long as the third party is legally allowed to provide data to AHCT. He also stated that the contract with Onpoint allows them to collect data from additional sources. Bernadette Inskeep said that she has seen other states struggle to use their data, leading them to raise the required thresholds for demographic information required from submitters. She said the payer community supports this approach to alternative means of acquiring additional information.

# VIII. Designing Cost Transparency Report

Mr. Wadleigh said this topic would be held until the next meeting due to Dr. Tamim Ahmed's absence due to illness.

Mr. Wadleigh welcomed a new Advisory Group member, François de Brantes, the Executive Director of the Health Care Incentives Improvement Institute. Mr. Wadleigh stated Mr. de Brantes will be joining the group for the next meeting.

## IX. Consumer Decision Support Tool Usage Statistics

Robert Blundo explained the Consumer Decision Support Tool, which was created to help consumers ensure their health insurance coverage matched their expected health insurance needs. The tool was ready for the start of the 2016 open enrollment period. The tool had 18,240 users and 24,819 sessions. The average duration of each session was 8 minutes and 40 seconds, which led Mr. Blundo to conclude that those using the tool were spending a lot of time with it. Mr. Wadleigh said that of the tool is currently using national data, but future use of exclusively Connecticut data should improve the tool's accuracy. Mr. Quinn said that the tool will include a link to the price transparency site in the future. Mr. Katz asked about the possibility of selling the tool to larger institutions and employers for their use, as a way to generate revenue for AHCT. Mr. Wadleigh replied that this could be a future opportunity.

## X. Next Steps

There were no next steps discussed.

## XI. Future Meetings

Mr. Wadleigh announced that the next regular meeting of the APCD Advisory Group would be held on May 12, 2016 from 9:00 to 11:00 a.m. at the Legislative Office Building. The other meeting dates in 2016 are August 11 and November 10. Mr. Katz asked whether the August meeting could be moved to accommodate members' schedules. Mr. Wadleigh replied that AHCT would consider changing that meeting date.

# XII. Adjournment

James Wadleigh entertained a motion to adjourn the meeting. Robert Scalettar moved to adjourn. Jean Rexford seconded the motion. Motion passed unanimously. The meeting was adjourned at 11:00 a.m.