

Health Care Costs Reduction and Transparency Act of 2013
 Hospital and Ambulatory Surgical Center Permanent Data Reporting Rules

Public Comments and Agency Response - Comment Period 3/16/15 – 5/15/15

Commenter	Rule	Comment Summary	Agency Response
BCBSNC	Hospital & ASC 10A NCAC 13B & 13C	BCBSNC supports the proposed amendments. At a time deemed appropriate by the Commission, would support further changes defining the methodology for data collection and excluding outliers that skew information to provide more consistent, reliable information.	None
North Carolina Medical Society	ASC 10A NCAC 13C .0206(b)	<p>Rules have created some confusion among some facilities wishing to comply and must be clarified. Article 11B of Chapter 131E of the General Statutes, nor the proposed rules authorize the collection of fees from providers to obtain the data elements. Truven is presenting contracts that include a fee. There is confusion between where the legal requirements for reporting and the proposed voluntary relationship between the provider and Truven begins. It is suggested to providers they will not be in compliance unless they sign the Truven contract and pay the fee. Rules should be revised on how a provider can submit data without contracting with Truven or paying fees.</p> <p>The MCC is urged to issue authoritative and official guidance to entities required to comply with these rules. Guidance has been developed by a trade association shared to entities by Truven,</p>	<p><i>Note:</i> Rule and text referenced in letter is from temporary rule and not from the revised permanent rule published in NCR.</p> <p>Data is being reported to the certified statewide data processor for both hospitals and ASCs. There is no appropriation of staff or funding in DHSR for the direct submission of data to take place. All fees are associated with the implementation of the requirement for data reporting. Fees are determined through the contract with Truven in accordance with provider type.</p> <p>A workgroup consisting of the NHCA, Truven, the NCMS and several providers (hospital and ASC) met several times to address developing a guidance document to assist providers with compliance</p>

		<p>which has caused confusion and will cause non-uniform data submission. Formal guidance should be developed by the MCC and/or DHHS and distributed to the affected entities as soon as possible to assist in complying. By delegating this task, data is being reported in a non-uniform manner, rendering information less valuable for consumers.</p>	<p>reporting. The NHCA sent out the document to all hospitals. With no such ASC association, Truven was to send this to all ASCs. DHHS has received the data from Truven in a uniform manner for upload to the website. We are unaware of any difficulties in data reporting.</p>
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