

**AHIMA**  
Convention  
& Exhibit

2008  
**SEATTLE**  
October 11-16, 2008



# Regulation – Legislation – Standards Tomorrow's Emerging Issues AHIMA P&GR Team

**AHIMA**  
American Health Information  
Management Association®

**Today  
Is the Tomorrow  
You worried about  
Yesterday**

## Agenda

- **Ground Rules**
- **2008 Key Advocacy Issues**
- **Coding Policy Update**
- **Federal Advocacy**
- **Congressional Advocacy**
- **Federal, State and Private Initiatives**
- **Key Advocacy Issues – 2009**
- **Questions**

**Vision**

Quality healthcare through quality information

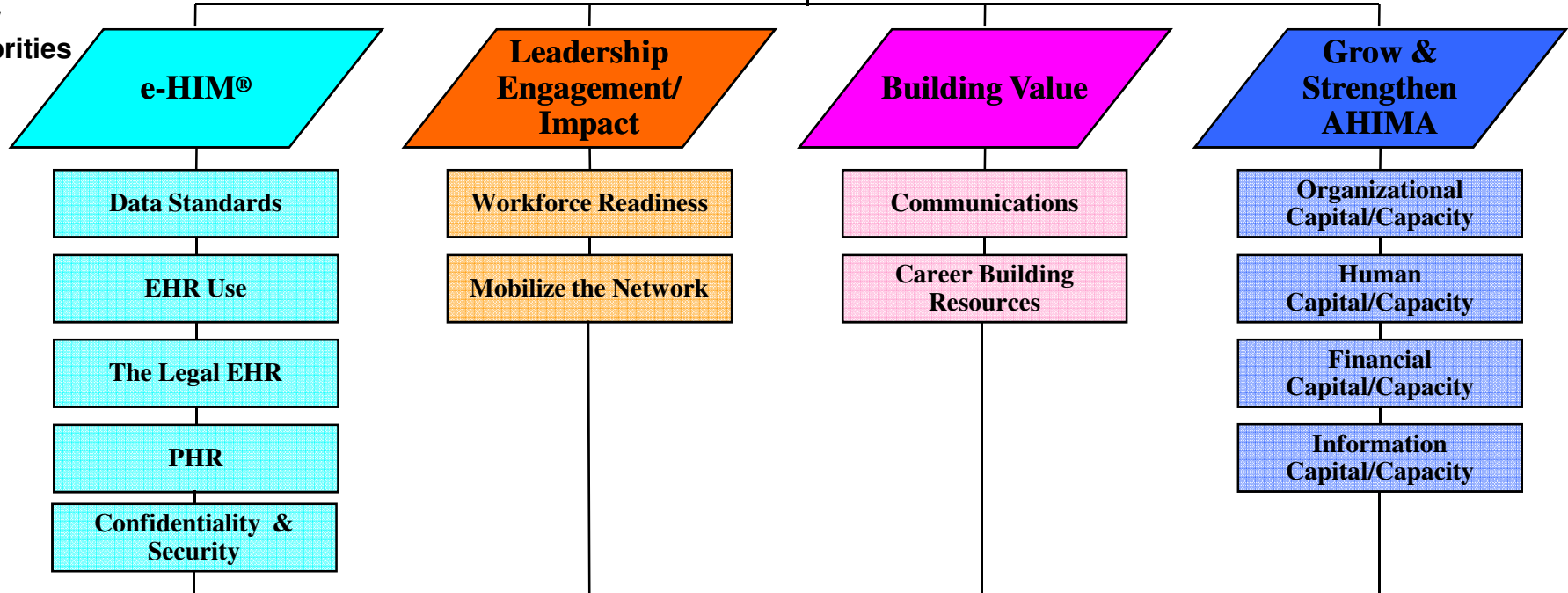
**Mission**

To be the professional community that improves healthcare by advancing best practices and standards for health information management and the trusted source for education, research and professional credentialing

**Values**

- ❑ The public's right to accurate and confidential personal health information
- ❑ Innovation and leadership in advancing health information management practices and standards worldwide
- ❑ Adherence to the AHIMA Code of Ethics
- ❑ Advocacy and interdisciplinary collaboration with other professional organizations

**Key Priorities**



**Strategic Objectives**

**BSC Measures/Metrics**

**Annual Milestones**

## 2008 Key Advocacy Issues

- **Confidentiality, Privacy, Security of Health Information**
- **Health Information Exchange**
- **Health Information Management Workforce**
- **Improved Quality of Health Data and Coding**
- **Recognition of the Health Information Management Profession**

WHO

DoE

NQF

AHA

VHA

AdvaMed

AHIC

OCR

NCHS

House  
E&C  
W&M

DoL

FAH

FDA

**Department of Health and Human Services**

UNITED STATES CONGRESS

FTC

AMIA

ONC

CDC

DEA

HIMSS

CMS

DoJ

AHRQ

CCHIT

HITEP

AQA

Senate  
Fin  
HELP

HQA

NIST

AHIC-2

eHI

CHIME

## Coding Policy Update

- **ICD-10-CM and ICD-10-PCS Proposed Rule\***
- **Revision of Standards of Ethical Coding**
  - **House of Delegates – September 2008**
- **Cooperating Parties (AHIMA, AHA, CMS, NCHS) responsible for providing official guidance on Present on Admission (POA) reporting.**

- ★ • No clinical questions during this briefing session.
- Several ICD-10 sessions this week
- ICD-10 Town Hall – Tuesday 3:30

## Coding Policy Update

- **Implementation of hospital-acquired condition (HAC) payment provision**
  - **CMS will not provide higher MS-DRG payment if the selected condition is acquired during a hospital stay**
  - **Payment implications became effective 10/1/2008**
  - **CMS will pay the CC/MCC MS-DRG for those selected HACs that are coded as “Y” or “W” for the POA Indicator**
  - **CMS will **not** pay the CC/MCC MS-DRG for those selected HACs that are coded as “N” or “U” for the POA Indicator**



## Coding Policy Update

### Selected HACs:

- Foreign Object Retained After Surgery
- Air Embolism
- Blood Incompatibility
- Stage III and IV Pressure Ulcers
- Falls and Trauma
- Manifestations of Poor Glycemic Control
- Catheter-Associated Urinary Tract Infection
- Surgical Site Infection after certain surgical procedures
- Deep Vein Thrombosis/Pulmonary Embolism after certain orthopedic surgical procedures

## Coding Policy Update

- **WHO and ICD-11**
  - **Time Table – When?**
- **SNOMED-CT**
- **AAAC – Terminology and Classification Authority**
- **MDS 3.0 and CHI**

## **Federal Advocacy – Past and Current**

- **Uniformity and Consistency of Data (data stewardship)**
- **Quality organizations:  
NQF – AQA – AHRQ – NCVHS – AHIC**
- **National Institute of Standards and Technology  
NIST**
- **Recovery Audit Contractors (RACs)**
- **HIM Workforce  
AAAC – DOL/BLS – HRSA**

## **Federal Advocacy – Future** *Where are things going?*

- **Data stewardship**
- **Secondary data use (reuse)**
- **Medical Home**
- **Patient centered healthcare**
- **Patient safety reporting**
  - **Voluntary, but why participate?**

## **Federal Advocacy – Future** (continued) *Where are things going?*

- **Quality**
- **Clinical Decision Support (CDS)**
- **Workforce**
  - **Competency Model**
  - **Workforce Analysis**
  - **Education Research**
  - **Invitational WF Summit**
  - **Grants**

## **Congressional Advocacy Issues**

- **Health IT (General)**
  - **Standards**
  - **Incentives and Funding**
  - **Standards bodies (AHIC, Successor, & HITSB)**
  - **ONC**
- **Workforce**
- **Privacy**
- **ICD-10-CM and PCS**
- **Recovery Audit Contractors (RACs)**

## Workforce Legislation

- **HR 1467 – the “10,000 Trained by 2010 Act”**
  - **Representative David Wu (D-OR-1)**
  - **AHIMA-AMIA endorsed**
  - **Passed Subcommittee on Technology and Innovation and Committee on Science and Technology unanimously!**
  - **Passed House by voice vote on June 6, 2007**
  - **Stuck in Senate HELP Committee**

## **Workforce Legislation (continued)**

- **HR 1467 – the “10,000 Trained by 2010 Act”**
  - **Total of \$98.6 million authorized over 5 years**
  - **Authorizes grants to higher-education institutions to develop and offer education and training programs**
  - **Authorizes grants for research and informatics research centers**
    - **Research: \$13.6 million from 2008-2011**
    - **Centers: \$18.6 million from 2008-2011**
  - **Capacity building grants to improve undergrad and master’s degree information programs**
    - **\$37.2 million from 2008-2011**
    - **\$29.2 million from 2008-2011 (Science and Advanced Technology Act of 1992)**



## Health IT Legislation

- **3 Major Proposals:**
  - **S 1693, the “Wired for Healthcare Quality Act”**
    - Senate HELP Committee
    - Passed Committee on 8/1/2007
  - **HR 6357, the “Protecting Records, Optimizing Treatment, and Easing Communication Through Healthcare Technology Act” or “PRO(TECH)T Act”**
    - House Energy and Commerce Committee
    - Passed Committee on 7/23/2008
  - **HR Health-e Information Technology Act**
    - House Ways and Means Committee
    - No Action

## Health IT Legislation (continued)

- **Common denominators**
  - Standards bodies
  - ONC authorization
  - Incentives
  - Privacy
- **Uncommon denominators**
  - Consent requirement for TPO (HR 6357)
  - Open Source EHR (HR 6898)
  - Incentives provided directly to caregivers (HR 6898)
- **No denominator**
  - ICD-10-CM and ICD-10-PCS

## RAC Legislation

- **HR 4105, the “Medicare RAC Moratorium Act”**
  - **AHIMA strongly supported**
  - **Honorable Lois Capps (D-CA)**
  - **105 cosponsors (many due to AHIMA’s Hill Day)**
  - **Called for a 1-year moratorium on the program for:**
    - **The CMS Administrator to evaluate the program for Congress**
    - **The Comptroller General to report to Congress on use of recovery audit contractors in the Medicare Integrity program**
  - **House Leadership call for accountability**

## 2009 Congressional Outlook

- **Health IT legislation in House and Senate**
  - Likely privacy will be addressed
  - **ONC**
- **Workforce Legislation**
  - Wu Bill in House and hopefully the Senate
- **ICD-10-CM and ICD-10-PCS**
  - Opposition language to slow the process
  - Move to streamline HIPAA rule changes
  - Budget and appropriations
- **AHIMA Hill Day – March 24, 2009**
  - Introduce HIM Key Issues to Congress

## **Federal/State/Private Advocacy**

- **Confidentiality, Privacy, and Security**
  - AHIC-CPS – non-HIPAA confidentiality
  - NCVHS – stewardship, PHR, & HIE/RHIO
  - ONC – Privacy Projects – HISPC/NGA
  - Identity Theft – Booz Allen
  - Attempts at legislation – HIT /Passed GINA
  - Private groups – Markle / eHI
  - States
- **2009**
  - State activities
  - ONC – Strategic Plan
  - Federal and Congressional

## Health Information Exchange

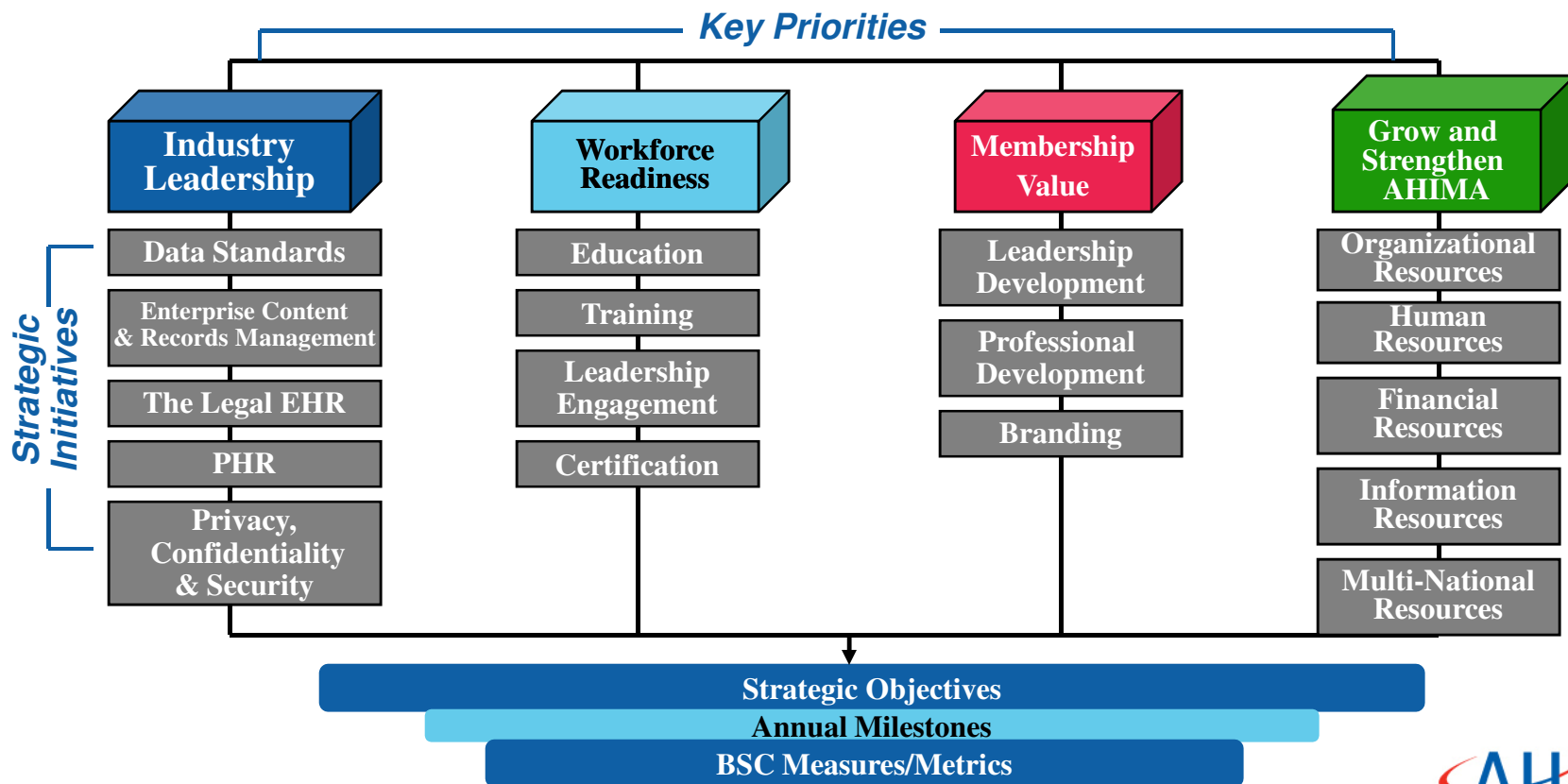
- **American Health Information Community (AHIC)**
  - **AHIC-Workgroups**
  - **Chaired by Secretary**
  - **Recommendations/Use Cases**
  - **Health Information Technology Standards Panel (HITSP)**
  - **Certification Commission for HIT (CCHIT)**
- **NIST / NCVHS / AHRQ / Markle (CFH)**
- **ONC: SLHIE, NGA, NHIN**
- **AHIC 2**
- **AHIC Successor, Inc.**
- **Congressional Panels**
- **State Issues and Efforts**

## State Issues and Efforts

- **Privacy / Confidentiality / Security**
  - **HISPC / Identity Theft / Breaches**
- **Electronic Health Records / Information**
  - **eRx / Copying & Copying Costs / Access**
- **Health Information Exchange**
  - **State/Regional (HIE or RHIOs)**
  - **Consent**
- **Laws and Regulations**
- **ICD-10-CM/PCS and HIPAA 5010/D.0 upgrades**
- **Personal Health Records**
- **ALCOP/SAW**

# AHIMA 2009 Strategic Framework

## Vision – Mission – Values





## Key Advocacy Issues

- **Industry Leadership – Data Standards**
  - **Timely ICD-10-CM-PSC/5010 implementation**
  - **Central authority for terminologies and classifications**
  - **Quality and accuracy in secondary data uses**
  - **Permanent OCE and appropriate HIT legislation and financial support**
- **Industry Leadership – ECRM/Legal EHR**
  - **No federal legislation creating a barrier to the establishment of a legal EHR**

## Key Advocacy Issues

- **Industry Leadership – PHR**
  - **Monitor legislative/regulatory developments**
  - **Ensure policy makers appreciate the need for interoperability and CPS**
  - **Provide guidance on selecting PHRS, privacy protection, and potential uses.**

## Key Advocacy Issues

- **Industry Leadership – CPS**
  - **Uniform national healthcare confidentiality law for EHRs and HIEs.**
  - **Laws to address discrimination based on HI**
  - **Laws addressing breaches and misuses of HI**
  - **Laws, regs., and practices addressing identity theft**
  - **Confidentiality and security (along with quality and accuracy in secondary data uses) – data stewardship**
  - **Understanding of the role of HIM in CPS**

## Key Advocacy Issues

- **Workforce Readiness: Education**
  - Federal/state funding for HIM programs
  - Research funding for HIM advanced degrees
  - Policymaker understanding the role of HIM in HIT and CPS – need for workforce education and training
- **Workforce Readiness: Training**
  - Work with industry and government to facilitate smooth, on-time ICD-10 and 5010 implementation

## Key Advocacy Issues

- **Membership Value: Professional Development**
  - Redouble effort to acquaint policymakers and employers with the role of HIM in HIT, CPS and the relationship of HIM issues to national HIT goals

**[www.ahima.org/dc](http://www.ahima.org/dc)**

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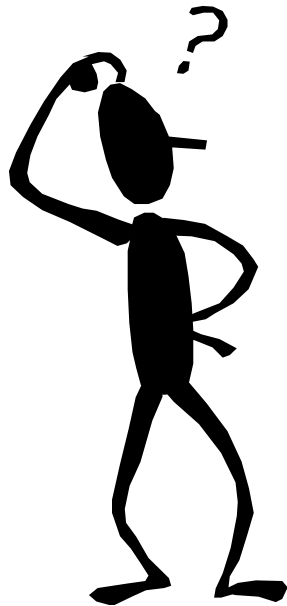
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**Questions ???**