

Annual List of Rule-Making Activity
Rules Adopted January 1, 2019 to December 31, 2019
Prepared by the Secretary of State, pursuant to 5 MRSA, §8053-A, sub-§5

Agency name: **Maine Health Data Organization**
Umbrella-Unit: **90-590**
Statutory authority: 22 MRS §§ 8704 sub-§4, 8708-A, 8712, 8761; 24-A MRS §6951(2),(3)
Chapter number/title: **Ch. 270**, Uniform Reporting System for Quality Data Sets
Filing number: **2019-081**
Effective date: 6/22/2019
Type of rule: Major Substantive
Emergency rule: No

Principal reason or purpose for rule:

These changes will eliminate duplicative reporting by Maine hospitals; improves access to Healthcare Associated Infection (HAI) outcome measures and all other Centers for Medicare & Medicaid Services (CMS) mandated reporting requirements to National Healthcare Safety Network (NHSN); and updates/clarifies provisions in the rule as needed.

In accordance with the provisions of 22 MRS §8708-A, the modification of the rules must be coordinated with the Maine Quality Forum and the Maine Quality Forum Advisory Council.

Basis statement:

Ch. 270 is a major substantive rule and requires legislative approval prior to final adoption. The Maine Health Data Organization is authorized by statute to collect quality data from health care practitioners and health care facilities to support the set of quality measures adopted by the Maine Quality Forum with the goal to improving the quality of healthcare in Maine.

The MHDO Board met on June 7, 2018 and authorized the MHDO to initiate major substantive rulemaking to Ch. 270. The proposed rule was publicly noticed on August 15, 2018 and a public hearing was held on September 6, 2018 in Augusta. No public comments were received at the public hearing or by the 10-day comment period deadline of September 17, 2018. The Board provisionally adopted the major substantive rule on December 6, 2018. Subsequently, the Board submitted the provisionally adopted rule to the Maine State Legislature for its review, in accordance with 5 MRS Sec. 8072.

The Maine State Legislature authorized final adoption of the December 6, 2018 provisionally adopted rule, with no changes. Resolves 2019, ch 9. On May 23, 2019, the Board finally adopted this rule.

Fiscal impact of rule:

There is no fiscal impact on state municipalities, counties or businesses.

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Agency name: **Maine Health Data Organization**
Umbrella-Unit: **90-590**
Statutory authority: 22 MRS ch. 1683 §8704 sub-§4, §8708
Chapter number/title: **Ch. 241**, Uniform Reporting System for Hospital Inpatient Data Sets and Hospital Outpatient Data Sets
Filing number: **2019-245**
Effective date: 12/22/2019
Type of rule: Routine Technical
Emergency rule: No

Principal reason or purpose for rule:

The changes contain deletions that result from converting from the *International Classification of Disease (ICD-9-CM)* to ICD 10-CM edition *Coding Manual*. Adding elements that are in the current national standards which will enhance the quality of MHDO data for those using the data for analysis. Lastly, several of the changes align with the national standards.

Basis statement:

The Maine Health Data Organization is authorized by statute to collect health care data. This chapter governs the provisions for filing hospital inpatient data sets and hospital data outpatient data service sets. The provisions include identification of the organizations required to report; requirements for the content, form, medium, and time for filing the data; standards for the data reported; and compliance provisions.

The MHDO Board met on May 23, 2019 and authorized the MHDO to initiate rulemaking to ch. 241. The proposed rule was publicly noticed on August 14, 2019 and a public hearing was held on September 5, 2019 in Augusta. No oral comments were received at the public hearing but the MHDO provided a written comment by the September 16, 2019 deadline that adds clarifying language to the proposed rule.

Fiscal impact of rule:

There is no fiscal impact on state municipalities, counties or businesses.

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Agency name: **Maine Health Data Organization**
Umbrella-Unit: **90-590**
Statutory authority: 22 MRS §§ 8704(1), 8704(4), 8708(6-A), 8712(2)
Chapter number/title: **Ch. 243**, Uniform Reporting System for Health Care Claims Data Sets
Filing number: **2019-246**
Effective date: 12/22/2019
Type of rule: Routine Technical
Emergency rule: No

Principal reason or purpose for rule:

This rule change will add data fields for the Plan Begin Date (Member Effective Date) and Plan End Date (Member Cancellation Date), which will be used as an internal check for calculating member months. Also, field length for Type of Bill is increased to capture the billing frequency, the fields Date of Service - From and Date of Service - Thru are remapped to the ASC X12N 837, and the specifications of several quantity and currency fields are clarified.

Basis statement:

The Maine Health Data Organization is authorized by statute to collect health care data. The purpose of this chapter is to explain the provisions for filing health care claims data sets from all third-party payers, third-party administrators, Medicare health plan sponsors and pharmacy benefits managers.

The MHDO Board met on May 23, 2019 and authorized the MHDO to initiate rulemaking to ch. 243. The proposed rule was publicly noticed on August 14, 2019 and a public hearing was held on September 5, 2019 in Augusta. No public comments were received at the public hearing or by the 10-day comment period of September 16, 2019. The Board adopted the routine technical rule on November 21, 2019.

Fiscal impact of rule:

There is no fiscal impact on state municipalities, counties or businesses.