



Virginia
Regulatory
Town Hall

Notice of Intended Regulatory Action Agency Background Document

Agency Name:	Department of Health (State Board of)
VAC Chapter Number:	12 VAC 5-218
Regulation Title:	Rules and Regulations Governing Outpatient Health Data Reporting
Action Title:	Adopt Regulations to Administer Outpatient Patient Level Data System
Date:	June 5, 2001

This information is required prior to the submission to the Registrar of Regulations of a Notice of Intended Regulatory Action (NOIRA) pursuant to the Administrative Process Act § 9-6.14:7.1 (B). Please refer to Executive Order Twenty-Five (98) and Executive Order Fifty-Eight (99) for more information.

Purpose

Please describe the subject matter and intent of the planned regulation. This description should include a brief explanation of the need for and the goals of the new or amended regulation.

To establish an outpatient patient level data system to collect information on selected outpatient surgical procedures from hospitals and other health care providers. Up to five surgical procedures will be selected for data to be collected on via standard nationally adopted billing forms including but not limited to the UB-92 and HCFA 1500 forms.

Basis

Please identify the state and/or federal source of legal authority to promulgate the contemplated regulation. The discussion of this authority should include a description of its scope and the extent to which the authority is mandatory or discretionary. The correlation between the proposed regulatory action and the legal authority identified above should be explained. Full citations of legal authority and, if available, web site addresses for locating the text of the cited authority must be provided.

The *Code of Virginia* §§32.1-276.3, 32.1-276.6, 32.1-276.8 and 32.1-276.9 directs the State Board of Health to establish an Outpatient Patient Level Data System in association with the non-profit, tax-exempt organization designated by §32.1-276.2 et seq.

Substance

Please detail any changes that would be implemented: this discussion should include a summary of the proposed regulatory action where a new regulation is being promulgated; where existing provisions of a regulation are being amended, the statement should explain how the existing regulation will be changed. The statement should set forth the specific reasons the agency has determined that the proposed regulatory action would be essential to protect the health, safety or welfare of citizens. In addition, a statement delineating any potential issues that may need to be addressed as the regulation is developed shall be supplied.

The Outpatient Patient Level Data System will collect information on up to five surgical procedures using nationally adopted billing forms such as the UB-92 or HCFA 1500. The non-profit, tax-exempt organization designated by §32.1-276.2 et seq. will edit and verify the data submitted. The information will be used to assess the health of the citizens of the Commonwealth and assist with health program development, planning and evaluation activities. The first twelve months of operation will be a pilot period used to evaluate the impact and cost-benefit of this data collection system.

Alternatives

Please describe, to the extent known, the specific alternatives to the proposal that have been considered or will be considered to meet the essential purpose of the action.

There are no relevant alternatives to the proposed regulatory action required by Virginia statutory law.

Family Impact Statement

Please provide a preliminary analysis of the potential impact of the proposed regulatory action on the institution of the family and family stability including to what extent the regulatory action will: 1) strengthen or erode the authority and rights of parents in the education, nurturing, and supervision of their children; 2) encourage or discourage economic self-sufficiency, self-pride, and the assumption of responsibility for oneself, one's spouse, and one's children and/or elderly parents; 3) strengthen or erode the marital commitment; and 4) increase or decrease disposable family income.

This regulatory action has no impact on the authority or rights of parents in the education, nurturing and supervision of their children.

This regulatory action has no impact on the economic self-sufficiency, self-pride or the assumption of responsibility for oneself, one's spouse, one's children or one's elderly parents.

This regulatory action has no impact on marital commitment.

This regulatory action may impact a family's disposable family income by providing additional information regarding outpatient surgical procedures thus facilitating the family's ability to select cost-effective health care alternatives from the choices available.