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Responsible Executive:	Melissa Kotrys	Revised:	See below		
Responsible Office:	Administration	Contact:	Melissa Kotrys		
Distribution:	X - Staff X - Participants X – Vendors X - Public	Posted Locations:	X - Internal Policy Library X - Public Website		

1. Purpose

To help ensure that Data made accessible by Data Suppliers through the HIE is accessible in accordance with Applicable Law, including laws that are more stringent than HIPAA with respect to certain types of Data.

2. Scope

This policy applies to Data Suppliers.

3. Definitions

See Definitions Policy.

4. Policy

4.1. Acceptable Data Formats

Data Suppliers must provide access to Data using content and manner standards that are supported by the HIE. This is necessary to ensure that the Data supplied can be accessed, exchanged, and used by Participants for Permitted Uses. Health Current can accept and support Data in the following formats:

- 4.1.1. HL7 V2
- 4.1.2. HL7 V3 (XML/CCD)
- 4.1.3. Claim and Claim Line Feed (CCLF) (Claims Data only)
- 4.1.4. EDI/X12 (Claims Data only)
- 4.1.5. Flat file formats (e.g., comma delimited)

Technology is constantly changing and improving. Health Current may accept and support other Data formats in accordance with nationally recognized standards for HIE. Data Suppliers may consult, as needed, with their Health Current Account Manager to determine whether other content and manner standards may be accepted and supported by the HIE.



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4.2. Prohibited Data Submissions

Applicable Law limits the circumstances under which certain types of Data may be disclosed to Health Current and/or accessed and exchanged with other Participants through the HIE.

Because of these legal restrictions, and technical and operational complexities, it is not feasible for Health Current to support the exchange of certain types of Data. Thus, Participants must NOT submit the following types of Data to the HIE in any form:

- 4.2.1. Psychotherapy Notes (as defined by HIPAA);
- 4.2.2. Immunization information of minor children where the parent has provided Participant with a form that prohibits disclosure of the immunization information under A.R.S. § 36-135(I); and
- 4.2.3. Any other Data that Participant is not permitted by Applicable Law to disclose to Health Current and/or to make accessible to other Participants for Permitted Uses. For example, if a Participant chooses to grant an individual's request to restrict the use of the individual's Data for HIPAA-permitted Treatment, Payment and Limited Healthcare Operations purposes (other than HIPAA-Restricted Self-Pay Data) or other Permitted Uses, Participant must not make this restricted Data accessible through the HIE because the technical and administrative processes necessary to honor the privacy restrictions are not currently available.

4.3. Requirements for Protected Data Submissions

4.3.1. Part 2 Data Submissions

Federal law gives greater privacy protections to Part 2 Data. Health Current must segregate Part 2 Data to comply with these more restrictive requirements. Due to current technical limitations and medical record keeping practices, it is often not feasible to separate Part 2 Data from other Data supplied by Part 2 Programs. Health Current thus segregates all Data from Data Suppliers that operate Part 2 Programs from other Data accessible through the HIE unless the Data Supplier can segment the Part 2 Data from the other Data appropriately.

Before submitting any Data to the HIE, Data Suppliers must notify their designated Health Current Account Manager in writing if they operate a Part 2 Program so that Health Current can properly segregate the Data.

Data Suppliers that are not Part 2 Programs, but are in possession of Part 2 Data, must **NOT** disclose the Part 2 Data to Health Current, unless they have (1) a mechanism to segregate the Part 2 Data from other Data, and (2) Health Current's advance written consent to supply the Part 2 Data to the HIE. This is necessary for Health Current to determine whether the appropriate legal, technical, and administrative processes are available and in place to facilitate the sharing of Part 2 Data held by non-Part 2 Programs in compliance with Part 2.



4.3.2. HIPAA-Restricted Self-Pay Data

HIPAA gives individuals the right to ask their Healthcare providers not to disclose protected health information (PHI) to health plans, where individuals have paid for Healthcare services in full out-of-pocket and the PHI relates to those Healthcare services. HIPAA requires Healthcare providers to honor such requests. For Data Suppliers and Health Current to comply with such restrictions, the Data Supplier must either:

4.3.2.1. Not make the HIPAA-Restricted Self-Pay Data accessible through the HIE; or

4.3.2.2. Notify Health Current of the HIPAA-Restricted Self-Pay Data. The Data Supplier must notify Health Current of HIPAA-Restricted Self-Pay Data at the time of submission to the Health Current. If an individual designates Data as HIPAA-Restricted Self-Pay Data after the Data Supplier has supplied that Data to Health Current, Data Supplier must promptly notify Health Current of the new designation. Data Suppliers must cooperate with Health Current on the technical and administrative process the Data Supplier will use to notify Health Current and to segment the HIPAA-Restricted Self-Pay Data from other Data.

5. Compliance

Health Current management will enforce this policy. Violations may result in disciplinary action, which may include suspension, restriction of access, or more severe penalties up to and including termination of employment or HIE participation. Where illegal activities are suspected, Health Current may report such activities to applicable authorities.

6. Who Should Read this Policy?

- 6.1. Health Current HIE Participants
- 6.2. Health Current Staff
- 6.3. Health Current HIE Subcontractors

7. Reference/Citation

8. Cross Reference and/or Attachments

Revision Table

Version	Date	Description of Change	Revised By
A	9/26/2021	Initial Release	Board of Directors