Health Home Implementation Webinars

Session #32– February 19, 2014

Program Updates
Agenda

- Data Sharing
- Consent Update: PSYCKES Access
- Q and A
Data Sharing
Protected Health Information (PHI)

Sharing protected health information (PHI) on Medicaid beneficiaries without an approved Data Exchange Application and Agreement (DEAA) is a Federal HIPAA and NYS Medicaid violation.

Source: §160.202 and § 160.203
Relevant Statutes

- Section 367b(4) of the NY Social Services Law
- New York State Social Services Law Section 369 (4)
- Article 27-F of the New York Public Health Law & 18 NYCRR 360-8.1
- Social Security Act, 42 USC 1396a (a)(7)
- Federal regulations at 42 CFR 431.302, 42 C.F.R. Part 2
- The Health Insurance Portability and Accountability act (HIPAA), at 45 CFR Parts 160 and 164
Minimum Necessary Standard

When using or disclosing PHI (prior to consent), or when requesting PHI from another covered entity, a covered entity must make reasonable efforts to limit PHI to the “minimum necessary” to accomplish the intended purpose of the use, disclosure or request.

Source: HIPAA Administrative Simplification Regulation Text 45CFR parts 160, 162 & 164
The Health Home consent form should be tailored to meet an individual’s needs.

The consent form should **not** list a Lead Health Home’s entire list of downstream providers.

Only those providers engaged in the treatment of the individual should be listed on page 3 of the Health Home consent.

As other providers become involved in the care of the individual, the consent form may be modified accordingly.
Health Homes engage dozens of down-stream providers (aka subcontractors) to assist in the delivery of services to enrollees. The “minimum necessary” standard requires that each down-stream provider see only information pertinent to enrollees under its care.

One such Health Home was found to have a computer glitch that accidentally allowed at least one downstream provider access to the entire database of the lead Health Home.

The Health Home was fully cooperative and the problem was easily fixed in a timely manner.

This demonstrated to DOH that the involved Health Home was fully cognizant of the importance of the “minimally necessary” standard.
Health Home Consent and PSYCKES Access
Health Home Patient Information Sharing Consent (DOH 5055)

- The DOH 5055 consent has been updated to include access to The Psychiatric Services and Clinical Knowledge Enhancement System for Medicaid (PSYCKES).

- The new English version (12/13) of the consent is posted on the DOH Health Home website. Translations to follow shortly.
What is PSYCKES?

- PSYCKES is a HIPAA compliant web application developed by OMH that provides access to Medicaid claims and encounter data for clinical decision-making and quality improvement.

- The New York State Department of Health (DOH) and Office of Mental Health (OMH) have a Memorandum of Understanding (MOU) through which PSYCKES can be accessed to obtain claims data for Medicaid enrollees with a mental health service, diagnosis, or psychotropic medication claim.
The inclusion of PSYCKES in the DOH 5055 consent allows for the release of protected health information (PHI) to support coordination of care by agencies serving the Health Home member.

Agencies using the revised DOH 5055 must have appropriate authorization to access PSYCKES.
Using the Revised DOH 5055

- A new DOH 5055 consent does not have to be signed for every Health Home member.

- The new DOH 5055 consent will need to be completed and signed ONLY for members for whom access to PSYCKES data is appropriate.

- Health Home members may refuse or limit access to PSYCKES, which must be clearly indicated in the DOH 5055.
Useful Contact Information


- Get updates from the Health Homes listserv. To subscribe, send an email to: [listserv@listserv.health.state.ny.us](mailto:listserv@listserv.health.state.ny.us)
  (In the body of the message, type SUBSCRIBE HHOMES-L YourFirstName YourLastName)

- Call the Health Home Provider Support Line: (518) 473-5569

- For more information about PYSCKES, contact: [PSYCKES-Help@omh.ny.gov](mailto:PSYCKES-Help@omh.ny.gov)