



Data Exchange Framework

Implementation Advisory Committee (IAC) Meeting #8

Thursday, July 20, 2023

9:30 a.m. – 11:00 a.m.



Meeting Participation Options

Written Comments

- Participants may submit comments and questions through the **Zoom Q&A box**; all comments will be recorded and reviewed by CDII staff.
- Participants may also submit comments and questions – as well as requests to receive Data Exchange Framework updates – to CDII@chhs.ca.gov.
 - Questions that require follow up should be sent to CDII@chhs.ca.gov

Meeting Participation Options

Spoken Comments

- **Members of the public and IAC Members** must “raise their hand” for Zoom facilitators to unmute them to share comments; the Chair will notify participants of appropriate time to volunteer feedback.

| Logged into Zoom | Phone Only |
|---|--|
| <p>If you logged on via Zoom interface</p> <p>Press “Raise Hand” in the “Reactions” button on the screen</p> <p>If selected to share your comment, you will receive a request to “unmute;” please ensure you accept before speaking</p> | <p>If you logged on via phone-only</p> <p>Press “*9” on your phone to “raise your hand”</p> <p>Listen for your phone number to be called by moderator</p> <p>If selected to share your comment, please ensure you are “unmuted” on your phone by pressing “*6”</p> |

Public Comment Opportunities

- Public comment will be taken during the meeting at designated times.
- Public comment will be limited to the total amount of time allocated for public comment on particular issues.
- The Chair will call on individuals in the order in which their hands were raised, beginning with those in the room and followed by those dialed in or connected remotely through Zoom.
- Individuals will be recognized for up to two minutes and are asked to state their name and organizational affiliation at the top of their statements.
- Participants are encouraged to use the comment box to ensure all feedback is captured or email their comments to CDII@chhs.ca.gov.

Agenda



- 9:30 AM
Welcome and Roll Call
- 9:35 AM Informational Item:
Vision & Meeting Objectives
- 9:40 AM Informational Item:
Update on Data Sharing
Agreement (DSA) Signatory
Grants
- 9:50 AM Informational Item:
Qualified Health Information
Organization Application

- 10:00 AM Informational Item:
Policies and Procedures (P&P)
Development
- 10:15 AM Informational Item:
DSA P&P Glossary
- 10:25 AM
Public Comment
- 10:40 AM Informational Item:
CDII DxF Updates, Next Steps,
and Closing Remarks

Welcome and Roll Call



IAC Members (1 of 2)

| Name | Title | Organization |
|----------------------|--|---|
| John Ohanian (Chair) | Director | CalHHS Center for Data Insights and Innovation |
| DeeAnne McCallin | Deputy Director | CalHHS Center for Data Insights and Innovation |
| Andrew Bindman | Executive Vice President & Chief Medical Officer | Kaiser Permanente |
| Joe Diaz | Senior Policy Director | California Association of Health Facilities |
| David Ford | Vice President, Health Information Technology | California Medical Association |
| Michelle Gibbons | Executive Director | County Health Executives Association of California |
| Aaron Goodale | Vice President, Health Information Technology | MedPoint Management |
| Lori Hack | Interim Executive Director | California Association of Health Information Exchanges |
| Cameron Kaiser | Deputy Public Health Officer | County of San Diego |
| Troy Kaji | Associate Chief Medical Informatics Officer | Contra Costa Regional Medical Center and Health Centers |
| Cindy Keltner | Vice President of Health Access & Quality | California Primary Care Association |

IAC Members (2 of 2)

| Name | Title | Organization |
|---------------------------|--|---|
| Andrew Kiefer | Vice President, State Government Affairs | Blue Shield of California |
| Paul Kimsey | Deputy Director | California Department of Public Health |
| Linnea Koopmans | CEO | Local Health Plans of California |
| Matt Lege | Government Relations Advocate | SEIU California |
| Amie Miller | Executive Director | California Mental Health Services Authority |
| Ali Modaressi | CEO | Los Angeles Network for Enhanced Services |
| Jonathan Russell | Chief Strategy and Impact Officer | Bay Area Community Services |
| Kiran Savage-Sangwan | Senior Policy Director | California Pan-Ethnic Health Network |
| Cathy Senderling-McDonald | Executive Director | County Welfare Directors Association |
| Felix Su | Director, Health Policy | Manifest MedEx |
| Jim Willis | Systems Informatics Leader | CommonSpirit Health |

Speaker Introductions



DeeAnne McCallin

Deputy Director, CDII



Courtney Hansen

Assistant Chief
Counsel, CDII



Jonah Frohlich

Senior Managing
Director, Manatt
Health Strategies



Cindy Bero

Senior Advisor, Manatt
Health Strategies



Juliette Mullin

Senior Manager,
Manatt Health
Strategies

Vision & Meeting Objectives



The Vision for Data Exchange in California

Once implemented across California, the Data Exchange Framework (DxF) will create new connections and efficiencies between health and social services providers, improving whole-person care.

The DxF is California's first-ever statewide Data Sharing Agreement (DSA) that requires the secure and appropriate exchange of health and human services information to enable providers to work together and improve an individual's health and wellbeing.

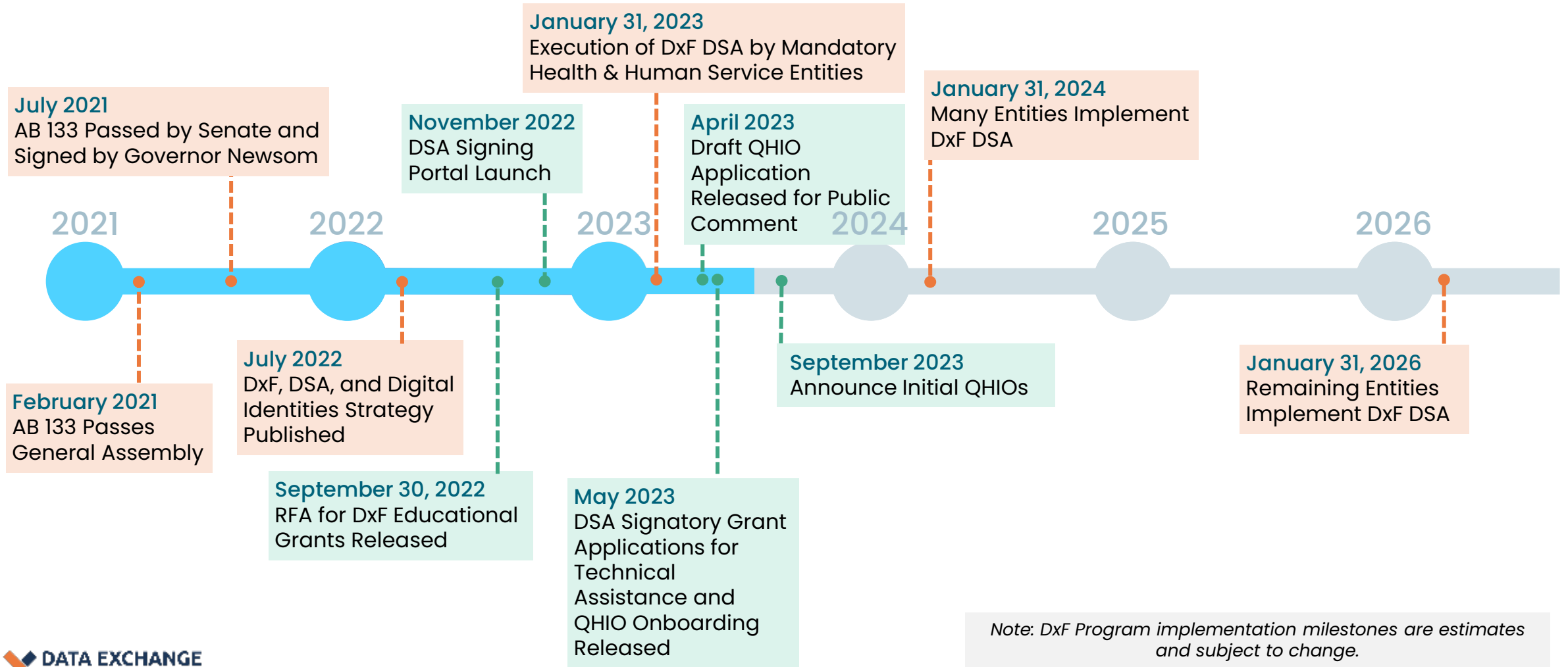


Meeting Objectives

- 1** Provide an update on **DxF Grant Program implementation**
- 2** Provide an update on the **QHIO application**
- 3** Review status of **recently finalized P&Ps and those under development**
- 4** Inform stakeholders on the release of the **DSA P&P Glossary**

DxF Implementation Timeline

Past + Upcoming Milestones



Note: DxF Program implementation milestones are estimates and subject to change.

Mandatory Signatories Should Sign the DSA Immediately

Mandatory signatories were required to execute the DSA by January 31, 2023. We encourage those who have not yet signed the DSA to do so as soon as possible.

WHERE TO SIGN THE DSA



CalHHS CalHHS Data Sharing Agreement Signing Portal

Welcome to the CalHHS Data Sharing Agreement Signing Portal!

Signing the Data Sharing Agreement is a critical next step toward full implementation of the Data Exchange Framework.

It's time to ensure every Californian, no matter where they live, can trust that their health and social services providers can securely access critical patient information to provide safe, effective, whole person care.

Data Sharing Agreement

[Register to Start](#)

WHERE TO FIND MORE INFORMATION

More information is available on the [CalHHS DxF website](#), including:

- Final DSA
- Draft & Final P&Ps
- FAQs on the DSA, P&Ps, and Signing Portal
- Historical Meeting Materials & Recordings
- List of DSA signatories

Contact CDII if your organization has questions or concerns about signing.

Update on Data Sharing Agreement (DSA) Signatory Grants



DxF Grant Program

Through the DxF Grant Program, CDII will administer funding to support implementation of the DxF.

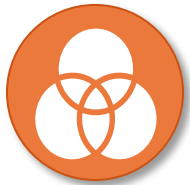
Key Program Goals



Support DxF implementation among DxF signatories in under-resourced geographies and/or serving historically marginalized populations and underserved communities



Address significant barriers to DxF implementation (operational, technical, or other) for DxF signatories



Align across other grant programs and promote activities ineligible for funding by other grant programs (past or present)

Grant Application Rounds

Up to \$47 million in funding will be allocated to applicants across **at least three rounds of funding.**

CDII is holding multiple rounds to balance the 2024 deadline for some organizations to begin exchanging data while ensuring that organizations with limited resources have sufficient time to complete and submit a grant application.

| | | Application Windows | | | | | | | | |
|---|---|---------------------|----------------|------|----------------|--------|-----------|---------|----------------|----------|
| | | Q2 2023 | | | Q3 2023 | | | Q4 2023 | | |
| | | April | May | June | July | August | September | October | November | December |
| Expedited Rounds Open to Organizations Who Implement by 2024 | | | Round 1 | | | | | | | |
| | Full Rounds Open to All Eligible Organizations | | | | Round 2 | | | | Round 3 | |

Based on feedback from stakeholders, CDII has expanded eligibility for Round 2 – any DSA Signatory may apply.

Who qualifies for DSA Signatory Grant funding?

The following criteria apply to both the QHIO Onboarding or TA Grants in Rounds 1 & 2:

(1) Must be a DSA Signatory

A **Signatory** is defined as an organization that has signed the Data Sharing Agreement. Organizations may sign the DSA directly, or a “parent organization” may sign the DSA on their behalf as a “subordinate organization.”

An Applicant submitting an umbrella application on behalf of multiple entities need not have signed the DSA; however, every entity included in the application must be a DSA Signatory who co-signs the grant application

(2) Must have an HIT Need

Signatory must demonstrate that they require technical support and capabilities to assist in meeting DSA requirements.

When can I apply for a DxF Signatory Grant?

- The estimated dates of the funding rounds are:
 - Mandatory Signatories:
 - Round 1: May 16 to June 15, 2023
 - DSA Signatories (Mandatory or Voluntary):
 - Round 2: June 30 to September 1, 2023
 - Round 3 dates to be announced
- **Although QHIOs have not yet been named**, the Signatory Grants Guidance Document and the application portal take this into account: Applicants who apply prior to the announcement of QHIOs can either (a) select a QHIO when they attest to Milestone 1 for funding or (b) switch from a QHIO Onboarding Grant to a TA Grant if they no longer wish to move forward with the QHIO route.
- If an applicant does not receive an award during one application window, the applicant may be deferred to a future round or may be encouraged to apply in a subsequent round



Who to Contact with Questions

- For questions about TA Grants or the DxF Grant Portal, contact PCG at DSAGrants@pcgus.com.
- For questions about applying for QHIO Onboarding Grants, contact CAHIE at grantsupport@cahie.org.
- For questions about the DxF or your grant eligibility and options, contact one of the [DxF Educational Initiative Grantees](#).
- For other questions, contact CDII@chhs.ca.gov with “Grant Inquiry: ” in subject line.

Discussion: Round 2 Outreach Strategies

CDII and its DxF Educational Grantee partners are iterating on their Round 2 Outreach Strategy to better ensure that eligible Signatories are aware and can take advantage of DSA Signatory Grant funding opportunities.

Stakeholder Feedback

Community-based organizations, counties, and other voluntary signatories have a significant need for TA and are ready to apply.

QHIOs have not been announced, making applicants hesitant to begin the QHIO Onboarding Grant process.

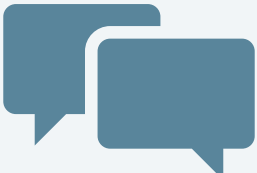
Stakeholders are unfamiliar with the DxF and/or DSA Signatory Grants.

Adjustments for Round 2

Revised applicant eligibility criteria for Rounds 2+ onwards **(Done)**

Additional flexibility for QHIO Onboarding Grantees prior to the announcement of QHIOs; move Round 3 to occur after the anticipated announcement date **(Done)**

Educational Grantee to develop educational collateral tailored to their stakeholders

- 
- What are you hearing about the Grant Program in your networks?
 - Does the IAC have other recommended adjustments for Round 2?

QHIO Application Update



QHIO Application Development Recap

| Month | Implementation Advisory Committee Activity |
|----------------|--|
| September 2022 | Discussed role and function of QHIOs |
| November 2022 | Discussed guiding principles of the QHIO Program and the qualification process |
| December 2022 | Discussed QHIO core criteria |
| January 2023 | Discussed QHIO organization and privacy & security criteria |
| February 2023 | Discussed QHIO functional capabilities and operations requirements |
| March 2023 | Presented update on QHIO application process |
| April 2023 | Presented update on QHIO public comment |
| June 2023 | Reviewed public comment; provided update on application & process testing |

QHIO Application Next Steps

| Milestones | Target Dates* |
|-------------------------------------|-------------------------------------|
| 2023 QHIO Application Release | Week of July 24, 2023 |
| Application Q&A Session #1 | August 3, 2023, 11:00 AM – 12:00 PM |
| Application Q&A Session #2 | August 9, 2023, 2:00 – 3:00 PM |
| 2023 QHIO Application Period Closes | Week of August 28, 2023 |
| 2023 QHIOs Announced | September 2023 |

** Target Dates are estimates and subject to change*

Policies and Procedures (P&P) Development



P&P Status Summary

CDII continues to develop and solicit feedback on draft P&Ps.

| P&P Topic | Status | To Be Covered Today |
|--|---|---------------------|
| Technical Requirements for Exchange | Published | |
| California Information Blocking Prohibitions | Published | |
| QHIO | Published | ✓ |
| Early Exchange | Finalized | |
| Process for Amending the DSA (Amendment) | Finalized | ✓ |
| Development of and Modifications to P&Ps (Amendment) | Finalized | ✓ |
| Real-Time Data Exchange | Finalized | |
| Privacy Standards and Security Safeguards (Amendment) | Under Development (<i>for Public Comment</i>) | |
| Requirement to Exchange Health and Social Services Information (Amendment) | Under Development (<i>for Public Comment</i>) | |

| Additional Documents | Status | To Be Covered Today |
|----------------------|-----------|---------------------|
| DSA P&P Glossary | Published | ✓ |

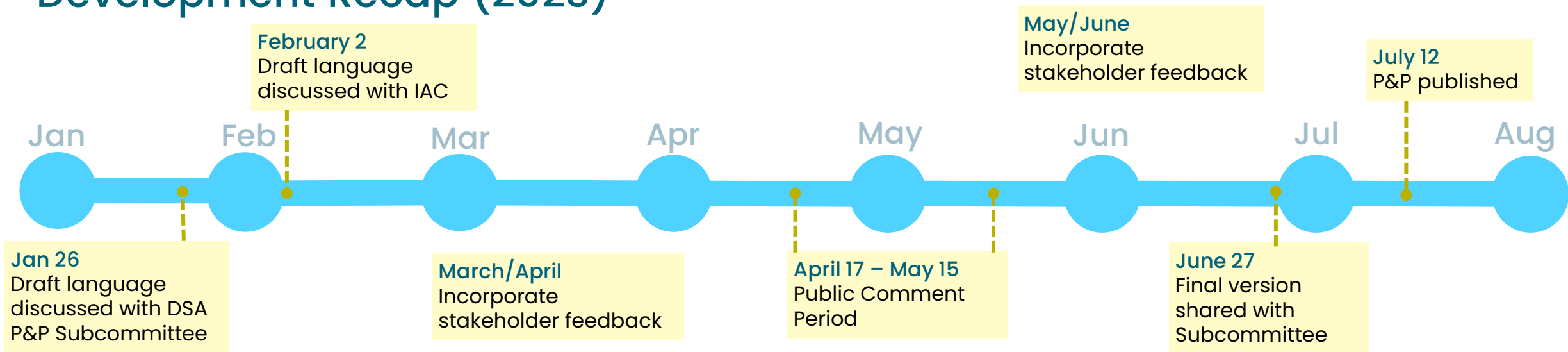
QHIO P&P – *Published* (1 of 1)

CDII has finalized and published the Qualified Health Information Organization (QHIO) P&P

Purpose

The QHIO P&P establishes the Qualified HIO program, which will, among other things, establish the requirements an Intermediary must satisfy to be designated as a Qualified HIO.

Development Recap (2023)



The final version of this P&P has been published to the CalHHS CDII DxF [website](#).

Updates to Published P&Ps

Process for Amending the DSA

CDII has updated the *Process for Amending the DSA P&P* to establish a more streamlined approach for making administrative changes to the DSA and to remove the requirement that signatories re-execute the DSA if it is amended.

Purpose

The *Process for Amending the DSA P&P* describes the processes by which CDII will solicit, consider, and/or implement amendments to the DSA.

What is changing?

- 1. Administrative Changes** CDII has implemented the proposed changes to this P&P to allow administrative changes¹ to the DSA to ensure administrative consistency across the DSA and all P&Ps. Participants will have the opportunity to object to an "administrative change" during a **30-day** public comment period. Standard procedures for amendments (e.g., consultation with a task force) will not be required.
- 2. Execution of Amendments** As previously discussed, the *Process for Amending the DSA P&P* has been revised to remove the requirement for Participants to execute amendments to the DSA.

¹Definition of Administration Change

An "administrative change" refers to any change that does not have a material impact on Participants, and would include, but not be limited to, changes to the definitions in the DSA to ensure consistency with the Policies and Procedures.

The final amended version of this P&P will be published to the CalHHS CDII [DxF website](#).

Updates to Published P&Ps

Development of and Modifications to P&Ps

CDII has amended the *Development of and Modifications to P&Ps* P&P to establish a similar streamlined process for making administrative changes to P&Ps.

Purpose

The *Development of and Modifications to P&Ps* P&P describes the processes by which CDII will develop new P&Ps and modify existing P&Ps.

What is changing?

- 1. Administrative Changes** CDII has amended this P&P to allow administrative changes to P&Ps to be approved on an expedited timeline. The definition of 'administrative change' is aligned between the amendments of both this P&P and the *Process for Amending the DSA* P&P. Participants will have the opportunity to object to an "administrative change" during a 30-day public comment period.

The final amended version of this P&P will be published to the CalHHS CDII [DxF website](#).

Federal Information Blocking Rules

Enforcement Updates

On June 27, 2023, the US Department of Health and Human Services Office of Inspector General (HHS-OIG) released its final rule implementing information blocking penalties.

Overview

- If OIG determines that an individual or entity subject to the enforcement rule committed information blocking, the individual or entity may be subject to up to a \$1 million penalty per violation.
- Actors subject to the OIG rule include:
 - Health IT developers of certified health IT;
 - Health information exchanges (HIEs); and
 - Health information networks (HINs).
- Enforcement of the OIG rule will begin September 1, 2023.
- ONC is separately establishing enforcement processes against providers by developing “provider disincentives”.



Full text of the final rule can be found on the US HHS OIG [website](#).

DSA P&P Glossary



DSA P&P Glossary

Overview

The Glossary of Defined Terms includes the definitions used in the Data Sharing Agreement (DSA) and its Policies and Procedures. These definitions have been aggregated in the Glossary as a central library of defined terms for those seeking such a reference. This glossary is a 20-page document that currently includes 70 definitions.

The initial version of the Glossary has been published to the CalHHS CDII [DxF website](#). The Glossary will be updated periodically as new P&Ps are developed and to align with any amendments/edits to the DSA and existing P&Ps. The Glossary will serve as the source of truth for definitions in the DSA and P&Ps. (Note: Definitions in previously published P&Ps will be removed in a future round of administrative changes).

Components of the DxF P&P Glossary

1. Term

The word or phrase that is defined in the DSA and/or P&Ps.

2. Definition

The meaning of each term.

3. DSA and P&P References

Lists the documents where a term is referenced.

| Business Associate | |
|--|--|
| Definition <small>(last updated 06.23.23)</small> | DSA and P&P References |
| “ Business Associate ” means an organization that is defined as a “business associate” in 45 C.F.R. § 160.103 of the HIPAA Regulations. | <ul style="list-style-type: none">• Individual Access Services• Permitted, Required and Prohibited Purposes• Privacy Standards and Security Safeguards |

Public Comment Period



CDII DxF Updates, Next Steps, and Closing Remarks



Next Steps

CalHHS will:

- Post a summary of today's meeting.
- Consider the feedback provided by the IAC.
- Continue to advance P&Ps and QHIO materials in development and, where applicable, solicit public comment.

Members will:

- Provide any additional feedback to CDII at CDII@chhs.ca.gov

Meeting Schedule

| IAC Meetings | Date |
|-------------------------------|-------------------------------------|
| IAC Meeting #9* | August 28, 2023, 1:00 PM – 3:30 PM |
| DSA P&P Subcommittee Meetings | Date |
| DSA P&P SC Meeting #9* | August 17, 2023, 9:30 AM – 12:00 PM |

**Meeting 9 may be held as a joint session
Additional IAC and DSA P&P SC Meetings are being scheduled through the end of 2023*

For more information or questions on IAC meeting logistics, please [email CDII](#).

DxF Webinar & Office Hours Schedule

| DxF Information is Power Webinar Series* | Date |
|--|------------------------------------|
| DxF Webinar #10: Demystifying DxF Exchange Scenarios | July 25, 2023, 10:00 AM – 11:00 AM |
| DxF Webinar #11 | August 24, 2023, 1:30 PM – 2:30 PM |

| DxF Grants Office Hours | Date |
|---|-----------------------------------|
| DSA Signatory Grants Program Round 2 Office Hours | July 19, 2023, 12:00 PM – 1:00 PM |
| DSA Signatory Grants Program Round 2 Office Hours | July 26, 2023, 12:00 PM – 1:00 PM |

*Future webinars may be released at CDII's discretion.