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STATE OF NEW HAMPSHIRE
DEPARTMENT OF HEALTH AND HUMAN SERVICES

29 HAZEN DRIVE, CONCORD, NH 03301-6503
603-271-4988 1-800-852-3345
Fax: 603-271-7623 TDD Access: 1-800-735-2964



Nicholas A. Toumpas
Commissioner

José Thier Montero
Director

March 26, 2014

Her Excellency, Governor Margaret Wood Hassan
And the Honorable Executive Council
State House
Concord, New Hampshire 03301

REQUESTED ACTION

100% Other Funds

Authorize the Department of Health and Human Services (DHHS), Division of Public Health Services, to amend a Memorandum of Agreement with the New Hampshire Insurance Department (NHID), defining the terms of the agreement for the New Hampshire Insurance Department to make a contribution to the costs incurred by Department of Health and Human Services for the collaboration, quality control, and presentation of health care facility data. This amendment is effective upon Governor and Council approval, establishing an amount not to exceed \$72,000 for the biennium ending June 30, 2015.

02-24-24-240010-2520 ADMINISTRATION OF JUSTICE & PUBLIC PROTECTION, INSURANCE DEPARTMENT, INSURANCE, DEPARTMENT OF, INSURANCE ADMINISTRATION

SFY	Class/Object	Class Title	Total
2014	049-500294	Transfer to Other State Agency	\$36,000
2015	049-500294	Transfer to Other State Agy	\$36,000
		Total	\$72,000

EXPLANATION

The purpose of the original Memorandum of Agreement approved by Governor and Council on June 9th, 2010, Item #91, was to accept funds to support the collection of uniform health facility discharge data sets as required pursuant to RSA 126:25.

RSA 126:25 requires a system of data collection relative to the cost and utilization of health care services and to the relative financial condition of health care facilities licensed in New Hampshire that includes collection of the uniform health facility discharge data sets. These data are collected by, and made available through, the Department of Health and Human Services for analysis by numerous units within the Department of Health and Human Services as well as by other health planners such as the NH Insurance Department, other state government agencies, legislators, local healthcare planners, and qualified researchers. The health facility discharge data sets are, at present, the only way to assess the large and increasing financial burden from hospitalization for disease and injury, and are therefore critical for understanding and controlling these costs. The Memorandum of Agreement provides a means of collecting and consolidating the uniform health facility

Her Excellency, Governor Margaret Wood Hassan
And the Honorable Executive Council
March 26, 2014
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discharge data set from each acute care hospital, hospital-based ambulatory surgical facility, and specialty hospital licensed under NH RSA 151.

The Memorandum of Agreement contains the option to renew upon agreement of both parties. The Memorandum of Agreement amendment requested herein reflects a change in the way health statistics are collected and processed. The collection and processing of health statistics is now managed internally by DHHS, and as a result a previously existing third party contract for these services has been eliminated as no longer necessary. Funding previously provided by the New Hampshire Insurance Department in support of these contracted services will now be applied by DHHS to offset personnel costs directly associated with the collection, quality control, and statistical presentation of the uniform health facility discharge data sets.

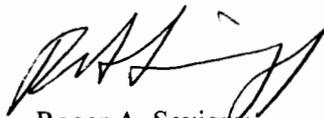
Funding for the Memorandum of Agreement already exists in the approved operating budget for State Fiscal Years 14 and 15 in the Bureau of Statistics and Informatics, Health Statistics accounting unit, 05-95-090-900510-5150.

Respectfully submitted,

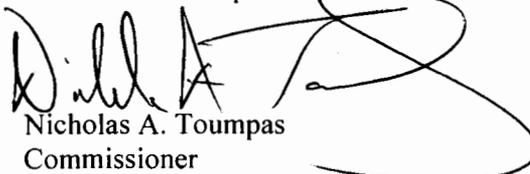


José Thier Montero, MD
Director

Approved by:



Roger A. Sevigny
Commissioner
NH Insurance Department



Nicholas A. Toumpas
Commissioner
NH Department of Health and Human Services

JTM/cjg

**Memorandum of Agreement
Between the New Hampshire Insurance Department
and the
New Hampshire Department of Health and Human Services**

**Agreement Relative to Contributing to the Funding of the Collection, Quality Control, and
Presentation of the New Hampshire Discharge Data Set pursuant to RSA 126:25**

REVISION 1

Parties:

This revised Memorandum of Agreement (MOA) is between the New Hampshire Department of Health and Human Services (DHHS) and the New Hampshire Insurance Department (NHID).

Purpose of the MOA:

The purpose of the MOA is to define the terms of the agreement of the NHID to contribute to the costs incurred by the DHHS in collecting, providing quality control and presenting health care data reported to DHHS pursuant to RSA 126:25.

Pursuant to RSA 126:25 each health care facility licensed under RSA 151 is required to annually file health care data under rules adopted by the DHHS Commissioner.

The rules adopted by the DHHS Commissioner require that each health care facility licensed under RSA 151 submit comprehensive data documenting the utilization occurring at the licensed facility.

Health care data collected by DHHS undergo a quality control process before being aggregated and presented to designated users either as source data files or through analytical tools such as the DHHS Web-Based Interactive System for Direction and Outcome Measures (WISDOM).

The data collected pursuant to DHHS data rules are used extensively by the NHID in its analyses, which include, but are not limited to, the NHID tiering for the HealthFirst product and the NHID work relative to the collection of uninsured data.

Intent of the Parties:

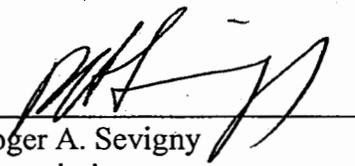
The parties intend that this MOA will enable the NHID to make a fair and reasonable contribution to DHHS for the cost of collection, quality control, and presentation of health care facility data. The parties agree that a fair contribution from the NHID based on its use of the data is \$36,000.00 annually. Accordingly, the NHID agrees to make a contribution in the amount of \$36,000 in each of SFY 2014 and 2015 for the collection, quality control, and presentation of this data for the term of this MOA. This annual contribution will be made July 1 of each state fiscal year for the term of this MOA. DHHS will invoice NHID for the funds annually.

Further, the parties intend that the option to renew this MOA will be exercised, and that the NHID will continue to contribute to the cost of the data collection, quality control, and presentation with subsequent renewals. Further, the parties agree that the specific amount that the NHID will contribute beyond SFY 2015 to fund future Agreements for data collection, quality control and presentation under RSA 126:25 shall be negotiated.

The parties further intend that this MOA shall not change, affect or alter any existing responsibilities or authority of the parties with regard to the collection of data pursuant to RSA 126:25.

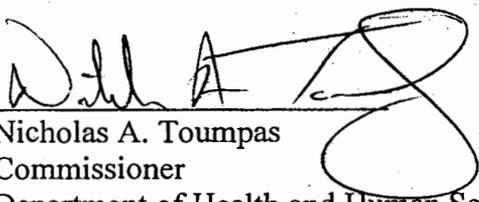
The parties agree that this MOA can be renewed or amended only upon the written mutual agreement of the parties.

IN WITNESS WHEREOF, the respective parties have hereunto set their hands on the dates indicated.



Roger A. Sevigny
Commissioner
New Hampshire Insurance Department

11-25-13
(Date)

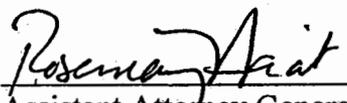


Nicholas A. Toumpas
Commissioner
Department of Health and Human Services

12-4-13
(Date)

Attorney General This is to certify that the above MOA has been reviewed by this office and is approved as to form and execution.

12-10-13
(Date)



Assistant Attorney General

Secretary of State This is to certify that the GOVERNOR AND COUNCIL on _____ approved this MOA.

(Date)

(Attest)

(Secretary of State)

MS
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STATE OF NEW HAMPSHIRE
DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF PUBLIC HEALTH SERVICES

29 HAZEN DRIVE, CONCORD, NH 03301-6504
603-271-2170 1-800-852-3345 Ext. 2170
Fax: 603-271-5318 TDD Access: 1-800-735-2964

Nicholas A. Toumpas
Commissioner

José Thier Montero
Director

April 8, 2010 **APPROVED F/S**
DATE _____
APPROVED G&C #91
DATE 6/9/10
NOT APPROVED

His Excellency, Governor John H. Lynch
and the Honorable Executive Council
State House
Concord, New Hampshire 03301

REQUESTED ACTION

1. Authorize the Department of Health and Human Services (DHHS), Division of Public Health Services (DPHS), Administration, Health Statistics, to enter into a Memorandum of Agreement with the New Hampshire Insurance Department (NHID), to provide assistance in funding of the hospital discharge data service agreement, effective July 1, 2010 through June 30, 2015. Assistance in SFY 2011 is for an amount not to exceed \$35,124. Funds are available in the following account:

02-24-24-240010-2520 ADMINISTRATION OF JUSTICE & PUBLIC PROTECTION, INSURANCE DEPARTMENT, INSURANCE, DEPARTMENT OF, INSURANCE ADMINISTRATION

SFY 2011

Class/Object	Class Title	Total
102-500731	Contracts for Program Services	\$35,124

2. Contingent upon approval of Requested Action 1, pursuant to RSA 14:30-a, VI, authorize the DHHS, DPHS, Administration, Health Statistics, to accept and expend other funds in the amount of \$35,124 from the NHID to assist in funding the hospital discharge data services agreement effective July 1, 2010 through June 30, 2011, and further authorize the funds to be allocated as follows:

05-95-90-900010-5150 HEALTH AND SOCIAL SERVICES, DEPT OF HEALTH AND HUMAN SERVICES, HHS: DIVISION OF PUBLIC HEALTH, ADMINISTRATION, HEALTH STATISTICS

SFY 2011

Class/Object	Class Title	Current Modified Budget	Increase (Decrease) Amount	Revised Modified Budget
000-403801	Federal Funds	\$1,406,867.00	\$0.00	\$1,406,867.00
005-407336	Agency Income	\$64,712.00	\$0.00	\$64,712.00
007-407981	Agency Income	\$0.00	\$35,124.00	\$35,124.00
	General Funds	\$245,840.00	\$0.00	\$245,840.00
Total Revenue:		\$1,717,419.00	\$35,124.00	\$1,752,543.00

010-500100	Personal Serv - Perm	\$367,548.00	\$0.00	\$367,548.00
018-500106	Overtime	\$2.00	\$0.00	\$2.00
020-500200	Current Expenses	\$42,335.00	\$0.00	\$42,335.00
026-500251	Organizational Dues	\$81.00	\$0.00	\$81.00
030-500300	Equipment New/Replacement	\$775.00	\$0.00	\$775.00
041-500801	Audit Fund Set Aside	\$1,337.00	\$0.00	\$1,337.00
042-500620	Additional Fringe Benefits	\$20,624.00	\$0.00	\$20,624.00
050-500109	Personal Service Temp/Appointments	\$42,433.00	\$0.00	\$42,433.00
060-500601	Benefits	\$192,311.00	\$0.00	\$192,311.00
066-500544	Employee Training	\$42,000.00	\$0.00	\$42,000.00
070-500704	In-State Travel	\$1,925.00	\$0.00	\$1,925.00
080-500710	Out-of-State Travel	\$18,917.00	\$0.00	\$18,917.00
102-500731	Contracts for Program Services	\$500,048.00	\$35,124.00	\$535,172.00
519-500360	BRFSS-Behavior Risk Factor	\$360,000.00	\$0.00	\$360,000.00
601-500931	State Match Fund	\$127,083.00	\$0.00	\$127,083.00
Total Expenses:		\$1,717,419.00	\$35,124.00	\$1,752,543.00

EXPLANATION

The purpose of this Memorandum of Agreement (MOA) is to accept funds to support a service agreement to collect data to be provided to the DHHS for analysis by numerous units within the DHHS, as well as other health planners including the NH Insurance Department and other state government agencies, legislators, local healthcare planners, and qualified researchers. The hospital discharge data sets are at present the only way to assess the large and increasing financial burden from hospitalization for disease and injury. The MOA shall have the option to renew upon agreement of both parties.

NHRSA 126:25 requires a system of data collection relative to the cost and utilization of health care services and to the relative financial condition of health care facilities licensed in New Hampshire that include collection of the uniform hospital discharge data sets. The hospital data agreement provides a means of collecting and consolidating the uniform hospital discharge data set from each acute care hospital, hospital-based ambulatory surgical facility, and specialty hospital licensed under NHRSA 151.

This action only accepts funds for SFY 2011. Future funding outlined in the MOA for SFY 2012, 2013, 2014, and 2015 will be included in future biennium budget requests in the amount of \$36,000 annually.

Funds are needed in class 102 (Contracts for Program Services) to support the collection of hospital discharge data service agreement.

In response to the anticipated two-part question, "Can these funds be used to offset General Funds?" and "What is the compelling reason for not offsetting General Funds?" the Division offers the following information: These funds may not be used to offset General Funds as they are specifically granted to DHHS for the purpose of providing the services described above.

These funds will not change the program eligibility levels. No new program will be established with the acceptance of these funds. The geographic area to be served is Statewide.

His Excellency, Governor John H. Lynch
and the Honorable Executive Council
April 8, 2010
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Attached is the Notice of Agreement to Transfer Funds, Award History, and Memorandum of Agreement between the NH DHHS and NHID. These funds are 100% Other Funds. Verbal notification of these funds was received in March 2010. They were not added to the operating budget because they are new funds granted to the DHHS and were not anticipated at the time the budget was developed. In the event that these Other Funds become no longer available, General Funds will not be requested to support this program.

Respectfully submitted,

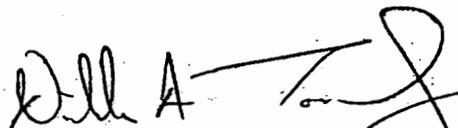


José Thier Montero, MD
Director

Approved by:



Roger A. Sevigny
Commissioner
NH Insurance Department



Nicholas A. Toumpas
Commissioner
NH Department of Health and Human Services

JTM/DS



**THE STATE OF NEW HAMPSHIRE
INSURANCE DEPARTMENT**

21 SOUTH FRUIT STREET SUITE 14
CONCORD, NEW HAMPSHIRE 03301

Roger A. Sevigny
Commissioner

Alexander K. Feldvebel
Deputy Commissioner

TO: Department of Health and Human Services (DHHS)
Division of Public Health Services (DPHS)

DATE: April 15, 2010

FROM: Roger A. Sevigny

Handwritten signature of Roger A. Sevigny in black ink.

SUBJECT: NOTICE OF AGREEMENT TO TRANSFER FUNDS.

In the Memorandum of Agreement between the Department of Health and Human Services, (DHHS), Division of Public Health Services, (DPHS), Administration, Health Statistics, and the New Hampshire Insurance Department (NHID), dated April 15, 2010, the NHID agrees to provide assistance in funding of the hospital discharge data service agreement in the amount of \$35,124.00 in SFY 2011.

This contribution will be made July 1, 2010.

**AWARD HISTORY
NH Insurance Dept**

Award Ending 6/30/2011	35,124
Expended through 6/30/10	-
Unobligated Balance Unable to Spend	<u>-</u>
Award Balance 7/1/10	35,124
SFY 11 Appropriation **	-
OYR	<u>-</u>
Available to Accept in SFY 11	35,124
Amount Requested this Action	<u><u>35,124</u></u>

**** SFY 11 Appropriation**

5150 - 001	Current	OYR	Total	This Action	Revised Budget
NH Insurance Dept award	-		-	35,124	35,124
Total	<u>-</u>		<u>-</u>	<u>35,124</u>	<u>35,124</u>

**Memorandum of Agreement
Between the New Hampshire Insurance Department
and the
New Hampshire Department of Health and Human Services**

**Agreement Relative to Contributing to the Fund of the Collection
of the New Hampshire Discharge Data Set pursuant to RSA 126:25**

**Effective July 1, 2010 through June 30, 2015
with the option to Renew upon agreement of both parties**

Parties:

This Memorandum of Agreement (MOA) is between the New Hampshire Department of Health and Human Services (DHHS) and the New Hampshire Insurance Department (NHID).

Purpose of the MOA:

The purpose of the MOA is to define the terms of the agreement of the NHID to contribute to the cost incurred by the DHHS in collecting the data pursuant to RSA 126:25.

Pursuant to RSA 126:25 each licensed health care facility under RSA 151 is required to annually file health care data under rules adopted by the DHHS Commissioner.

The rules adopted by the DHHS Commissioner require that each licensed health care facility under RSA 151 submit comprehensive data documenting the utilization occurring at the licensed facility.

The data collected pursuant to DHHS data rules is used extensively by the NHID in its analyses, which include, but are not limited to, the NHID tiering for the HealthFirst product and the NHID work relative to the collection of uninsured data.

Intent of the Parties:

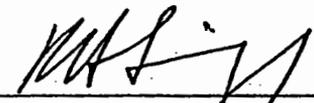
The parties intend that this MOA will enable the NHID to make a fair and reasonable contribution to DHHS for the cost of collecting the data. Under the contract, the total annual price for data collection is approximately \$111,000.00. The intent of the parties is for the NHID to contribute approximately one-third of the total annual cost of collection. The parties agree that a fair contribution from the NHID based on its use of the data is \$36,000.00 annually. Accordingly, the NHID agrees to make a contribution of \$35,124 in SFY 2011, and subsequent annual contributions of \$36,000.00 to DHHS for the collection of this data for the term of this MOA. This annual contribution will be made July 1, of each state fiscal year for the term of this MOA. DHHS will invoice NHID for the funds annually.

Further, the parties intend that the option to renew this MOA will be exercised, and that the NHID will continue to contribute to the cost of the data collection with subsequent renewals. Further, the parties agree that the specific amount that the NHID will contribute to future Agreements for data collection under RSA 126:25 shall be negotiated.

The parties further intend that this MOA shall not change, affect or alter any existing responsibilities or authority of the parties with regard to the collection of data pursuant to RSA 126:25.

This MOA is entered into and supported by the NH Insurance Department and Department of Health and Human Services.

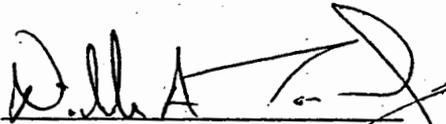
IN WITNESS WHEREOF, the respective parties have hereunto set their hands on the dates indicated.



Roger A. Seivigny
Commissioner
New Hampshire Insurance Department

April 15, 2010

(Date)



Nicholas A. Toumpas
Commissioner
Department of Health and Human Services

5/21/10

(Date)

Attorney General This is to certify that the above AGREEMENT has been reviewed by this office and is approved as to form and execution.

5/26/10

(Date)



Assistant Attorney General
Rebecca L. Woodard
Attorney

Secretary of State This is to certify that the GOVERNOR AND COUNCIL on _____ approved this AGREEMENT.

(Date)

(Attest)

(Secretary of State)