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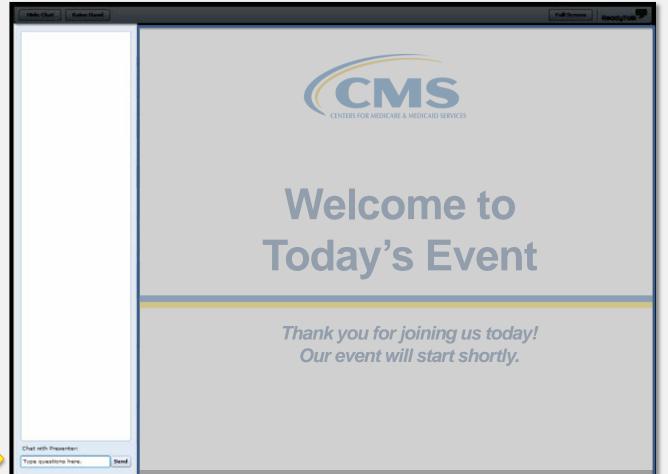
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CY 2016 OPPS/ASC Final Rule: Ambulatory Surgical Center Quality Reporting (ASCQR) Program

Anita Bhatia, PhD, MPH Centers for Medicare & Medicaid Services (CMS) December 9, 2015

Announcements

- December 16, 2015 CMS measure development and the importance of public involvement, presented by CMS' Elizabeth Bainger
- January 27, 2016 ASC Specifications Manual update

Learning Objectives

At the conclusion of the program, attendees will be able to:

- Locate the Calendar Year (CY) 2016 OPPS/ASC Final Rule in the Federal Register
- Recognize the changes to the ASCQR Program in the CY 2016 Final Rule
- Assess how the changes will impact their facility



CY 2016 OPPS/ASC Final Rule



ASCQR Program

Anita Bhatia, PhD, MPH Program Lead, ASCQR Program, CMS

December 9, 2015

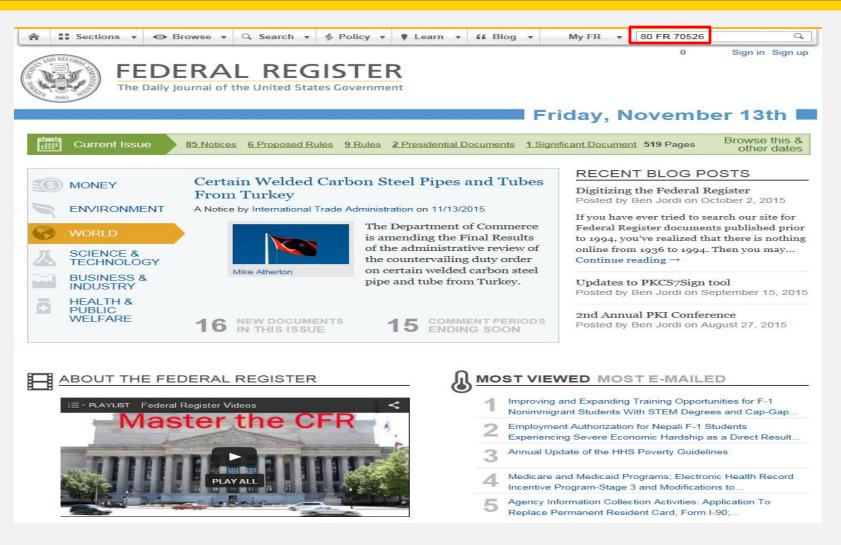
Final Rule CY 2016

Locating the Rule

ASCQR Program Rule History

Rule	Federal Register (FR) Reference	Program Highlights
CY 2016 OPPS/ASC	80 FR 70526	No additional measures
CY 2015 OPPS/ASC	79 FR 41044	1 new claims-based measure
CY 2014 OPPS/ASC	78 FR 75122	3 web-based measures
CY 2013 OPPS/ASC	77 FR 68492	No additional measures
FY 2013 IPPS/LTCH PPS	77 FR 53637	Finalized requirements
CY 2012 OPPS/ASC	79 FR 74492	Finalized 8 measures
CY 2011 OPPS/ASC	75 FR 72109	Discussed, not implemented
CY 2010 OPPS/ASC	74 FR 60656	Discussed, not implemented
CY 2009 OPPS/ASC	73 FR 68780	Discussed, not implemented

Navigating the Federal Register(1 of 6)



Navigating the Federal Register (2 of 6)

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Navigating the Federal Register (3 of 6)

XIV. Requirements A. I for the Ambulatory Surgical Center 7. C Quality Reporting (ASCQR) Program corr Back to Top pro

A. Background

1. Overview

We refer readers to section XIII.A.1. of this final rule with comment period for a general overview of our quality reporting programs.

2. Statutory History of the Ambulatory Surgical Center Quality Reporting (ASCQR) Program

We refer readers to section XIV.K.1. of the CY 2012 OPPS/ASC final rule with comment period (76 FR 74492 through 74494) for a detailed discussion of the statutory history of the ASCQR Program.

3. Regulatory History of the ASCQR Program

We refer readers to section XV.A.3. of the CY 2014 OPPS/ASC final rule with comment period (78 FR 75122) for an overview of the regulatory history of the ASCQR Program, and to section XIV.4. of the CY 2015 OPPS/ASC final rule with comment period (79 FR 66966 through 66987) for subsequently enacted policies.

In the CY 2016 OPPS/ASC proposed rule (80 FR 39340), we proposed to establish a new Subpart H under 42 CFR part 416 to codify many of the administrative policies regarding the ASCQR Program. We proposed to codify our statutory authority for the ASCQR Program in new proposed 42 CFR 416.300(a). In that proposed section, we state that section 1833(i)(2)(D)(iv) and (i) (7) of the Act authorizes the Secretary to implement a revised ASC payment system in a manner so as to provide for a 2.0 percentage point reduction in any annual update for an ASC's failure to report on quality measures in accordance with the Secretary's requirements. In new proposed 42 CFR 416.300(b),

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and "U" (other than new technology APCs to which we have proposed status indicator assignment of "S" and "T"). We note that, discussed in sections II.A.2.e. of the CY 2015 OPPS/ASC final rule with comment period (79 FR 66962), we finalized our proposal to develop status indicator "J1" as part of our CY 2015 comprehensive APC policy, and to apply the reporting ratio to the comprehensive APCs. We proposed to continue to exclude services paid under New Technology APCs. We proposed to continue to apply the reporting ratio to the national unadjusted payment rates and the minimum unadjusted and national unadjusted copayment rates of all applicable services for those hospitals that fail to meet the Hospital OQR Program reporting requirements. We also proposed to continue to apply all other applicable standard adjustments to the OPPS national unadjusted payment rates for hospitals that fail to meet the requirements of the Hospital OQR Program. Similarly, we proposed to continue to calculate OPPS outlier eligibility and outlier payment based on the reduced payment rates for those hospitals that fail to meet the reporting requirements.

We invited public comments on these proposals.

Ŵe did not receive any public comments on these proposals. Therefore, we are finalizing our proposal to apply the Hospital OQR Program reduction in the manner described above. We also are finalizing our proposal to reflect the CY 2016 OPPS status indicators to which the adjustment would apply. For the CY 2016 OPPS, the final reporting ratio is 0.980, calculated by dividing the final reduced conversion factor of \$72.251 by the final full conversion factor of \$73.725.

XIV. Requirements for the Ambulatory Surgical Center Quality Reporting (ASCQR) Program

A. Background

1. Overview

We refer readers to section XIII.A.1. of this final rule with comment period for a general overview of our quality

3. Regulatory History of the ASCQR Program

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We invited public comment on our proposals to codify the scope and basis for the ASCQR Program.

Comment: Several commenters supported CMS' proposals to codify the scope and basis for the ASCQR Program. Some commenters expressed concerns that codification was not warranted for a program that was still under development and that codification could make program changes in the future more difficult.

Response: We thank the commenters that supported our proposals to codify the scope and basis for the ASCQR Program. While some commenters believe codification could make After consideration of the public comments we received, we are finalizing our proposals to establish a new Subpart H under 42 CFR part 416 to codify many of the administrative policies regarding the ASCQR Program, and to codify the scope and basis of the ASCQR Program in 42 CFR 416.300.

B. ASCQR Program Quality Measures

1. Considerations in the Selection of ASCQR Program Quality Measures

We refer readers to the CY 2013 OPPS/ASC final rule with comment period (77 FR 68493 through 68494) for a detailed discussion of the priorities we consider for ASCQR Program quality measure selection. In the CY 2016 OPPS/ASC proposed rule (80 FR 39341), we did not propose any changes to this policy. However, we received several comments on our priorities for measure selection.

Comment: One commenter stated that outcome reporting is the most direct way to measure clinical improvements in the quality of care provided to patients and expressed support for the ASCQR Program's use of outcome measures.

Response: We thank the commenter for its support. We also believe that outcome measures are important and are a direct way to measure clinical improvement.

2. Policies for Retention and Removal of Quality Measures From the ASCQR Program

We previously adopted a policy that quality measures adopted for an ASCQR Program measure set for a previous payment determination year be retained in the ASCQR Program for measure sets for subsequent payment determination years, except when they are removed, suspended, or replaced as indicated (76 FR 74494 and 74504; 77 FR 68494 through 68495; 78 FR 75122; 79 FR 66967 through 66969). In the CY 2016 OPPS/ASC proposed rule (80 FR 39341), we did not propose any changes to this policy. However, we proposed to codify this policy at proposed new 42 CFR 416.320(a).

In the CY 2015 OPPS/ASC final rule with comment period (79 FR 66967 through 66969), we finalized a process

Measures for the CY 2017 Payment Determination

ASC-1	Patient Burn
ASC-2	Patient Fall
ASC-3	Wrong Site, Wrong Side, Wrong Patient, Wrong Procedure, Wrong Implant
ASC-4	All-Cause Hospital Transfer/Admission
ASC-5	Prophylactic Intravenous (IV) Antibiotic Timing
ASC-6	Safe Surgery Checklist Use
ASC-7	ASC Facility Volume Data on Selected ASC Surgical Procedures
ASC-8	Influenza Vaccination Coverage among Healthcare Personnel
ASC-9	Endoscopy/Polyp Surveillance: Appropriate Follow-Up Interval for Normal Colonoscopy in Average Risk Patients
ASC-10	Endoscopy/Polyp Surveillance: Colonoscopy Interval for Patients with a History of Adenomatous Polyps–Avoidance of Inappropriate Use
ASC-11 (voluntary)	Cataracts: Improvement in Patient's Visual Function within 90 Days Following Cataract Surgery

Measures Under Consideration

- Normothermia Outcome
- Unplanned Anterior Vitrectomy
- Received conditional support from the Measures Application Partnership (MAP), pending the completion of reliability testing and National Quality Forum (NQF) endorsement <u>http://www.qualityforum.org/setting_priorities/part</u> <u>nership/measure_applications_partnership.aspx</u>
- CMS invited public comment

Normothermia Outcome (1 of 2)

Percentage of patients having surgical procedures under general or neuraxial anesthesia of 60 minutes or more in duration who are normothermic within 15 minutes of arrival in the post-anesthesia care unit

- Impairment of thermoregulatory control due to anesthesia may result in perioperative hypothermia
- Perioperative hypothermia is associated with adverse outcomes, including cardiac complications, surgical site infections, impaired coagulation, and colligation of drug effects
- Maintenance of intraoperative normothermia leads to fewer adverse outcomes and lower overall costs

Normothermia Outcome (2 of 2)

- Significant area of medical care provided by ASCs
- Addresses the MAP-identified priority measure gap of anesthesia-related complications
- Used in ASC Quality Collaboration's public reporting program
- Specifications for the ASC setting: <u>http://ascquality.org/documents/ASC_QC_Implemen</u> <u>tationGuide_3.0_January_2015.pdf</u>
- CMS invited public comment

Unplanned Anterior Vitrectomy (1 of 2)

Percentage of cataract surgery patients who have an unplanned anterior vitrectomy (removal of the vitreous present in the anterior chamber of the eye)

- Performed when vitreous inadvertently prolapses into the anterior segment of the eye during cataract surgery
- Rates are relatively low, but this complication may result in poor visual outcome, retinal detachment, and other complications

Unplanned Anterior Vitrectomy (2 of 2)

- Significant area of medical care provided by ASCs
- Addresses the MAP-identified priority measure gap of procedure complications
- Specifications for the ASC setting: <u>http://ascquality.org/documents/ASC_QC_Implemen</u> <u>tationGuide_3.0_January_2015.pdf</u>
- Used in ASC Quality Collaboration's public reporting program
- CMS invited public comment

Final Rule CY 2016

Existing Policies, Proposed, and Final Changes

Codification

- Scope and basis of the program (regulatory history)
- Administrative policies (Security Administrators, participation status, data submission, etc.)
- Measure adoption and removal processes
- Posting technical specifications on QualityNet website
- Opportunity to view data before data are made public
- Indian Health Services hospital outpatient departments not considered ASCs

Public Reporting

- Data will be displayed by National Provider Identifier (NPI) when submitted by NPI
- Data will be displayed by CMS Certification Number (CCN) when submitted by CCN
- CCN's value will not be assigned to all NPIs associated with that CCN

QualityNet Accounts/Security Administrators

- QualityNet accounts needed for:
 - Submitting data
 - Running and reviewing data reports
 - Sending and receiving messages via Secure File Exchange
 - Creating and editing user accounts (Security Administrator)
- Recommend submitting required documentation 4 to 6 weeks prior to any data submission deadline
- Existing requirements codified

Participation Status

- An ASC is considered participating once the ASC submits any quality measure data (via Quality Data Codes (QDCs) on claims or via an online tool) to the ASCQR Program
- ASCs may withdraw at any time up to August 31 of the year preceding a payment determination
- ASCs that withdraw will incur a 2.0 percentage point reduction in the annual payment update for that payment determination year and any subsequent payment determination in which it has withdrawn
- Existing requirements codified

Participation Status and Claims Threshold

- ASCs with fewer than 240 Medicare claims per year for a reporting period are not required to participate, meaning that they...
 - Would not have to submit QDCs on claims
 - Would not have to submit measure data via an online tool
- ASCs with greater than 240 Medicare claims per year are required to report data for the following year.

Claims Threshold Example

- ABC Surgical Center has:
 - 280 Medicare claims in 2013, so they would have to submit QDCs on the calendar year 2014 claims, this would affect their 2016 payment determination.
 - 200 Medicare claims in 2014, so they would not have to submit QDCs on calendar 2015 claims, this would affect the 2017 payment determination.
 - 250 Medicare claims in 2015, so now they would have to submit QDCs on their calendar year 2016 claims, this will affect their 2018 payment determination.
- The simple solution? Report QDCs on claims each year, and claims volume will not be a cause for concern.

Data Submission

- Registries
 - Not in place yet
 - Will explore further if available in future
- Electronic Health Records (EHRs)
 - None specified for ASC quality measures
 - Will examine EHR adoption and capability if measures emerge

Data Collection for Measures Using QDCs

- Data collection period is the calendar year two years prior to the payment determination year
- 50% of claims meeting measure specifications must contain appropriate QDCs
- Minimum threshold allows ASCs that have reporting issues time to recover and still meet program requirements
- Existing requirements codified

Data Submission via Web-based Tool

- Proposed May 15 deadline for all data submitted via a web-based tool to reduce administrative burden
 - ASC-6, ASC-7, ASC-8, ASC-9, ASC-10, and ASC-11
- Commenters noted concerns about technical issues
- Moved deadline to August 15 for all measures submitted via CMS' online data submission tool
- Kept May 15 deadline for ASC-8 that is submitted via the NHSN's* online data submission tool
 - Allows ASCs to set targets and plan for next season
 - Allows for public reporting before next season begins
 - Aligns with Hospital Outpatient and Inpatient Quality Reporting Programs

*National Healthcare Safety Network

Data Collection for ASC-12

- Facility 7-Day Risk-Standardized Hospital Visit Rate after Outpatient Colonoscopy
- Previously finalized to begin with CY 2018 payment determination
- Does not require any additional data submission
- Uses claims for services furnished in each calendar year that have been paid by the MAC by April 30 of the following year of the ending data collection time period
- Existing requirements codified

Extraordinary Circumstances

- CMS may grant an extension or exemption for data submission in the event of extraordinary circumstances beyond the control of the ASC
 - Act of nature
 - Systemic problem with one of CMS' data collection systems that directly or indirectly affects data submission
- Instructions for requesting an extension or exemption are on the QualityNet website
- Existing requirements codified

Reconsideration Procedures

- Deadline to submit requests moved to the first business day on or after March 17 of the affected payment year
- Begins with CY 2017 payment determination
- Deadline change finalized

Questions?

Continuing Education Approval

- This program has been approved for 1.0 continuing education (CE) unit for the following professional boards:
 - Florida Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling
 - Florida Board of Nursing Home Administrators
 - Florida Council of Dietetics
 - Florida Board of Pharmacy
 - California Board of Registered Nursing (Provider #16578) nationally approved CEs
- It is your responsibility to submit this form to your accrediting body for credit.

CE Credit Process

- Complete the ReadyTalk® survey that will pop up after the webinar, or wait for the survey that will be sent to all registrants within the next 48 hours.
- After completion of the survey, click **Done** at the bottom of the screen.
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 - This is a separate registration from ReadyTalk.
 - Please use your personal email so you can receive your certificate.
 - Healthcare facilities have firewalls that block our certificates.

CE Certificate Problems?

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- Please go back to the New User link and register your personal email account.
 - Personal emails are not blocked by firewalls.

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Note: If you click the 'Done' button below, you will not have the opportunity to receive your certificate without participating in a longer survey.

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CE Credit Process: New User

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CE Credit Process: Existing User

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Secure Login User Name: Password:	 Log In

Thank You for Participating!

- Please contact the ASCQR Support Contractor if you have any questions:
 - Submit questions online through the QualityNet Question & Answer Tool at <u>www.qualitynet.org</u>

Or

• Call the ASCQR Support Contractor at 866.800.8756.