

## 2022 Current Fiscal Year Report: State All Payer Claims Databases Advisory Committee

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|  |                                   |   |                                  |
|--|-----------------------------------|---|----------------------------------|
| <b>1. Department or Agency</b>   |                                   | <b>2. Fiscal Year</b>                         |                                  |
| Department of Labor  |                                   | 2022  |                                  |
| <b>3. Committee or Subcommittee</b>  |                                   | <b>3b. GSA<br/>Committee No.</b>              |                                  |
| State All Payer Claims Databases<br>Advisory Committee   |                                   | 84627   |                                  |
| <b>4. Is this New<br/>Fiscal Year?</b>   | <b>5. Current<br/>Charter</b>     | <b>6. Expected<br/>Renewal Date</b>           | <b>7. Expected<br/>Term Date</b> |
| No   | 02/17/2021                        | 02/17/2023                                    | 10/19/2021                       |
| <b>8a. Was<br/>Terminated<br/>During<br/>FiscalYear?</b>   |                                   |   |                                  |
| <b>8b. Specific Termination<br/>Authority</b>  |                                   | <b>8c. Actual<br/>Term Date</b>               |                                  |
| Yes  |                                   | 10/19/2021                                    |                                  |
| Section 735 of the Employee Retirement Income Security Act of 1974 (ERISA) as added by section 115(b) of the No Surprises Act, enacted as part of the Consolidated Appropriations Act of 2021, div. BB, tit. I, P.L. 116-260 (Dec. 27, 2020) |                                   |   |                                  |
| <b>9. Agency<br/>Recommendation<br/>for Next<br/>FiscalYear</b>  |                                   | <b>10a. Legislation Req to<br/>Terminate?</b> |                                  |
| Terminate  |                                   | Yes   |                                  |
|  |                                   | <b>10b.<br/>Legislation<br/>Pending?</b>      |                                  |
|  |                                   | Enacted                                       |                                  |
| <b>11. Establishment Authority</b> Statutory (Congress Created)  |                                   |   |                                  |
| <b>12. Specific Establishment<br/>Authority</b>  | <b>13.<br/>Effective<br/>Date</b> | <b>14.<br/>Committee<br/>Type</b>             | <b>14c.<br/>Presidential?</b>    |

Section 735 of the Employee Retirement Income Security Act of 1974 (ERISA) as added by section 115(b) of the No Surprises Act, 12/27/2020 Continuing No enacted as part of the Consolidated Appropriations Act of 2021, div. BB, tit. I, P.L. 116-260 (Dec. 27, 2020)

**15. Description of Committee** Non Scientific Program Advisory Board

**16a. Total Number of Reports** 1

16b. Report  
Date Report Title

STATE ALL PAYER CLAIMS  
DATABASES ADVISORY  
COMMITTEE REPORT WITH  
10/19/2021 RECOMMENDATIONS UNDER  
SECTION 735 OF THE EMPLOYEE  
RETIREMENT INCOME SECURITY  
ACT OF 1974

**Number of Committee Reports Listed:** 1

17a. 0 17b. Closed 0 17c. Partially Closed 0 Other Activities 0 17d. Total 0  
Open

**Meetings and Dates**

No Meetings

|   | Current<br>FY | Next<br>FY |
|---|---------------|------------|
| <b>18a(1). Personnel Pmts to Non-Federal Members</b>      | \$0.00        | \$0.00     |
| <b>18a(2). Personnel Pmts to Federal Members</b>          | \$0.00        | \$0.00     |
| <b>18a(3). Personnel Pmts to Federal Staff</b>            | \$0.00        | \$0.00     |
| <b>18a(4). Personnel Pmts to Non-Member Consultants</b>   | \$0.00        | \$0.00     |
| <b>18b(1). Travel and Per Diem to Non-Federal Members</b> | \$0.00        | \$0.00     |

|   |        |        |
|---|--------|--------|
| <b>18b(2). Travel and Per Diem to Federal Members</b>                 | \$0.00 | \$0.00 |
| <b>18b(3). Travel and Per Diem to Federal Staff</b>                   | \$0.00 | \$0.00 |
| <b>18b(4). Travel and Per Diem to Non-member Consultants</b>          | \$0.00 | \$0.00 |
| <b>18c. Other(rents,user charges, graphics, printing, mail, etc.)</b> | \$0.00 | \$0.00 |
| <b>18d. Total</b>   | \$0.00 | \$0.00 |
| <b>19. Federal Staff Support Years (FTE)</b>                          | 0.00   | 0.00   |

**20a. How does the Committee accomplish its purpose?**

The No Surprises Act, enacted as part of the Consolidated Appropriations Act of 2021, required the establishment of the State All Payer Claims Databases Advisory Committee (SAPCDAC or Committee) to advise the Secretary of Labor regarding the standardized reporting format for the voluntary reporting by group health plans to State All Payer Claims Databases, and on the guidance provided to States on the process by which States may collect such data in the standardized reporting format. The Committee's mandating statute required it to submit a report to the Secretary, the Senate Committee on Health, Education, Labor, and Pensions; the House Committee on Energy and Commerce, and the House Committee on Education and Labor that includes recommendations on the establishment of the format and guidance no later than 180 days from the date of enactment of the Consolidated Appropriations Act of 2021, with a due date of June 25, 2021. The statute provides that the Committee sunsets the day on which it submits its report to the Secretary and Congress.

**20b. How does the Committee balance its**

**membership?**

The Committee's membership balance requirements were prescribed by its mandating statute, which required the appointment of fifteen members, including a Committee chair, members from various federal agencies, public members, and a state representative. The statute required the Labor Secretary, in coordination with the Health and Human Services (HHS) Secretary, to appoint seven members. The statute required the Comptroller General to appoint six members of the public. The Employee Benefits Security Administration Assistant Secretary and the HHS Planning and Evaluation Assistant Secretary, or their designees, served as ex officio members. Members were distinguished in fields of health services research, health economics, health informatics, data privacy and security, the governance of State All Payer Claims Databases, or represent organizations likely to submit data to or use the database, including patients, employers, employee organizations that sponsor group health plans, health care providers, health insurance issuers, or third-party administrators of group health plans.

**20c. How frequent and relevant are the Committee Meetings?**

Meetings were held as often as needed.

**20d. Why can't the advice or information this committee provides be obtained elsewhere?**

Congress directed the Labor Secretary to establish this Committee.

**20e. Why is it necessary to close and/or partially closed committee meetings?**

Committee meetings were open to the public.

## 21. Remarks

The SAPCDAC's mandating statute provides that it will sunset the day on which it submits its report to the Labor Secretary and Congress. The Committee submitted its report on October 19, 2021. As such, the SAPCDAC sunsetted in Fiscal Year 2022.

## Designated Federal Officer

Elizabeth Schumacher Deputy Director, Division of Regulations and Standards, Office of Health Plan Standards and Compliance Assistance, Employee Benefits Security Administration

| Committee Members    | Start      | End        | Occupation   | Member Designation                       |
|----------------------|------------|------------|--|--|
| Brennan, Niall       | 03/29/2021 | 10/19/2021 | President, Health Care Cost Institute  | Special Government Employee (SGE) Member |
| Damberg, Cheryl      | 03/29/2021 | 10/19/2021 | Principal Sr. Economist, Director, Center of Excellence on Health System Performance, RAND Corporation | Special Government Employee (SGE) Member |
| DeFrances, Carol     | 04/26/2021 | 10/19/2021 | Acting Director of NCHS Division of Health Care Statistics   | Regular Government Employee (RGE) Member |
| Gildemeister, Stefan | 04/26/2021 | 10/19/2021 | Minnesota State Health Economist   | Special Government Employee (SGE) Member |
| Hoo, Emma            | 03/29/2021 | 10/19/2021 | Director, Pay for Value, Pacific Business Group on Health  | Special Government Employee (SGE) Member |
| Isasi, Frederick     | 03/29/2021 | 10/19/2021 | Executive Director, Families USA   | Special Government Employee (SGE) Member |

|                       |            |            |  |   |
|-----------------------|------------|------------|--|---|
| Kapsa, Mike           | 03/29/2021 | 10/19/2021 | Chief Financial Officer, Solidaritus Health Inc.   | Special Government Employee (SGE) Member Regular Government Employee (RGE) Member |
| Khawar, Ali           | 02/17/2021 | 10/19/2021 | Acting Assistant Secretary EBSA  | Regular Government Employee (RGE) Member  |
| Lee Rolle, Tricia     | 04/26/2021 | 10/19/2021 | Senior Advisor in Office of the National Coordinator for Health Information Technology                 | Regular Government Employee (RGE) Member  |
| Mustard, Maureen      | 04/26/2021 | 10/19/2021 | Director of Health Analytics, New Hampshire Insurance Department                                       | Special Government Employee (SGE) Member  |
| Oelschlaeger, Allison | 04/26/2021 | 10/19/2021 | Chief Data Officer at CMS  | Regular Government Employee (RGE) Member  |
| Porter, Josephine     | 03/29/2021 | 10/19/2021 | Director, Institute for Health Policy and Practice, University of New Hampshire                        | Special Government Employee (SGE) Member  |
| Queen, Susan          | 02/17/2021 | 10/19/2021 | Senior Advisor for Data Policy in the Office of the Assistant Secretary for Planning and Evaluation    | Regular Government Employee (RGE) Member  |
| Sanches, Linda        | 04/26/2021 | 10/19/2021 | Senior Advisor for Health Information Technology, HHS Office for Civil Rights Health Information       | Regular Government Employee (RGE) Member  |
| Wong, Herbert         | 04/26/2021 | 10/19/2021 | Director of Division of Statistical Research and Methods in Agency for Healthcare Research and Quality | Regular Government Employee (RGE) Member  |

**Number of Committee Members Listed: 15**

## Narrative Description

The No Surprises Act, enacted as part of the Consolidated Appropriations Act of 2021, required the establishment of the State All Payer Claims Databases Advisory Committee (SAPCDAC or Committee) to advise the Secretary of Labor regarding the standardized reporting format for the voluntary reporting by group health plans to State All Payer Claims Databases, and on the guidance provided to States on the process by which States may collect such data in the standardized reporting format.

## What are the most significant program outcomes associated with this committee?

Checked if  
Applies

|   |                                     |
|---|-------------------------------------|
| Improvements to health or safety                  | <input checked="" type="checkbox"/> |
| Trust in government                               | <input checked="" type="checkbox"/> |
| Major policy changes                              | <input type="checkbox"/>            |
| Advance in scientific research                    | <input type="checkbox"/>            |
| Effective grant making                            | <input type="checkbox"/>            |
| Improved service delivery                         | <input type="checkbox"/>            |
| Increased customer satisfaction                   | <input type="checkbox"/>            |
| Implementation of laws or regulatory requirements | <input type="checkbox"/>            |
| Other   | <input type="checkbox"/>            |

## Outcome Comments

N/A.

## What are the cost savings associated with this committee?

Checked if Applies

|                            |                                     |
|----------------------------|-------------------------------------|
| None                       | <input type="checkbox"/>            |
| Unable to Determine        | <input checked="" type="checkbox"/> |
| Under \$100,000            | <input type="checkbox"/>            |
| \$100,000 - \$500,000      | <input type="checkbox"/>            |
| \$500,001 - \$1,000,000    | <input type="checkbox"/>            |
| \$1,000,001 - \$5,000,000  | <input type="checkbox"/>            |
| \$5,000,001 - \$10,000,000 | <input type="checkbox"/>            |
| Over \$10,000,000          | <input type="checkbox"/>            |

Cost Savings Other



### **Cost Savings Comments**

N/A.

**What is the approximate Number of recommendations produced by this committee for the life of the committee?**

14

### **Number of Recommendations Comments**

The Committee presented 14 recommendations on four major subjects, and two topics for future consideration.

**What is the approximate Percentage of these recommendations that have been or will be Fully implemented by the agency?**

0%

### **% of Recommendations Fully Implemented Comments**

The Committee's report remains under consideration by the Department for future guidance as directed by the statute.

**What is the approximate Percentage of these recommendations that have been or will be Partially implemented by the agency?**

0%

### **% of Recommendations Partially Implemented Comments**

The Committee's report remains under consideration by the Department for future guidance as directed by the statute.

**Does the agency provide the committee with feedback regarding actions taken to implement recommendations or advice offered?**

Yes ☐ No ☐ Not Applicable ☒

### **Agency Feedback Comments**

The agency provided updates and feedback at Committee meetings.

**What other actions has the agency taken as a result of the committee's advice or recommendation?**

Checked if Applies



|                                   |                                     |
|-----------------------------------|-------------------------------------|
| Reorganized Priorities            | <input type="checkbox"/>            |
| Reallocated resources             | <input type="checkbox"/>            |
| Issued new regulation             | <input type="checkbox"/>            |
| Proposed legislation              | <input type="checkbox"/>            |
| Approved grants or other payments | <input type="checkbox"/>            |
| Other                             | <input checked="" type="checkbox"/> |

### **Action Comments**

N/A.

### **Is the Committee engaged in the review of applications for grants?**

No

### **Grant Review Comments**

N/A.

### **How is access provided to the information for the Committee's documentation?**

Checked if Applies

|                           |                                     |
|---------------------------|-------------------------------------|
| Contact DFO               | <input checked="" type="checkbox"/> |
| Online Agency Web Site    | <input checked="" type="checkbox"/> |
| Online Committee Web Site | <input checked="" type="checkbox"/> |
| Online GSA FACA Web Site  | <input checked="" type="checkbox"/> |
| Publications              | <input type="checkbox"/>            |
| Other                     | <input type="checkbox"/>            |

### **Access Comments**

N/A.