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USE OF REGULATORY DATA

ACR Conference - Portland, Maine
Dan Eckert & Denise Kipfstuhl
July 2015



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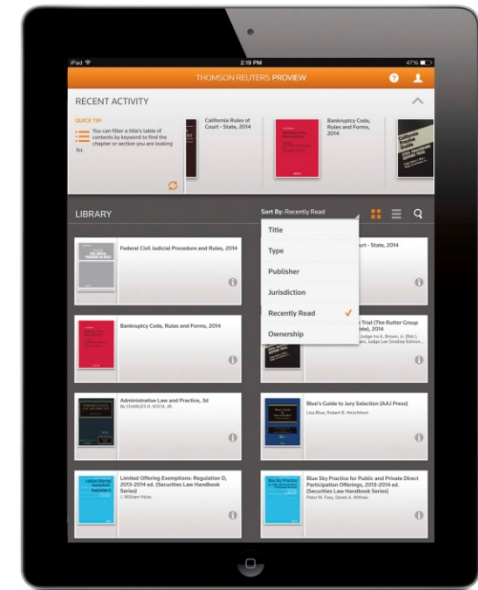
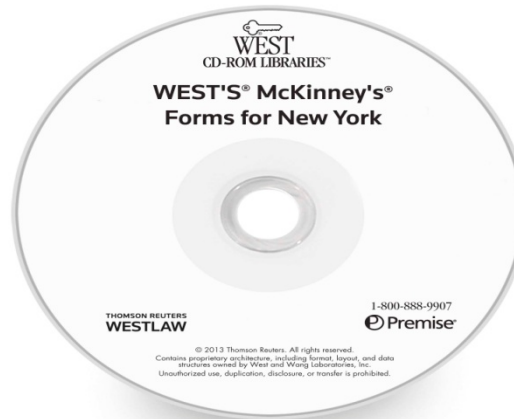
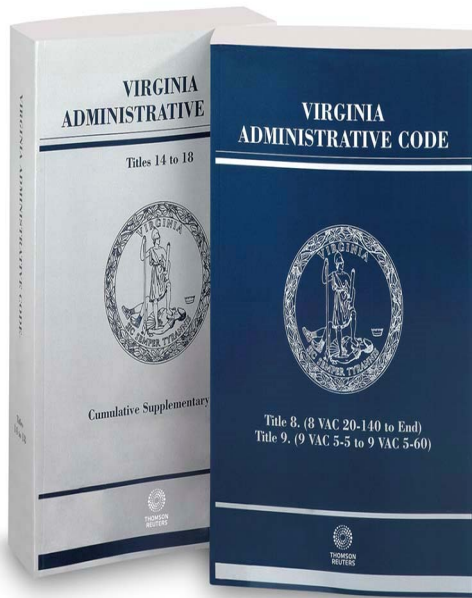


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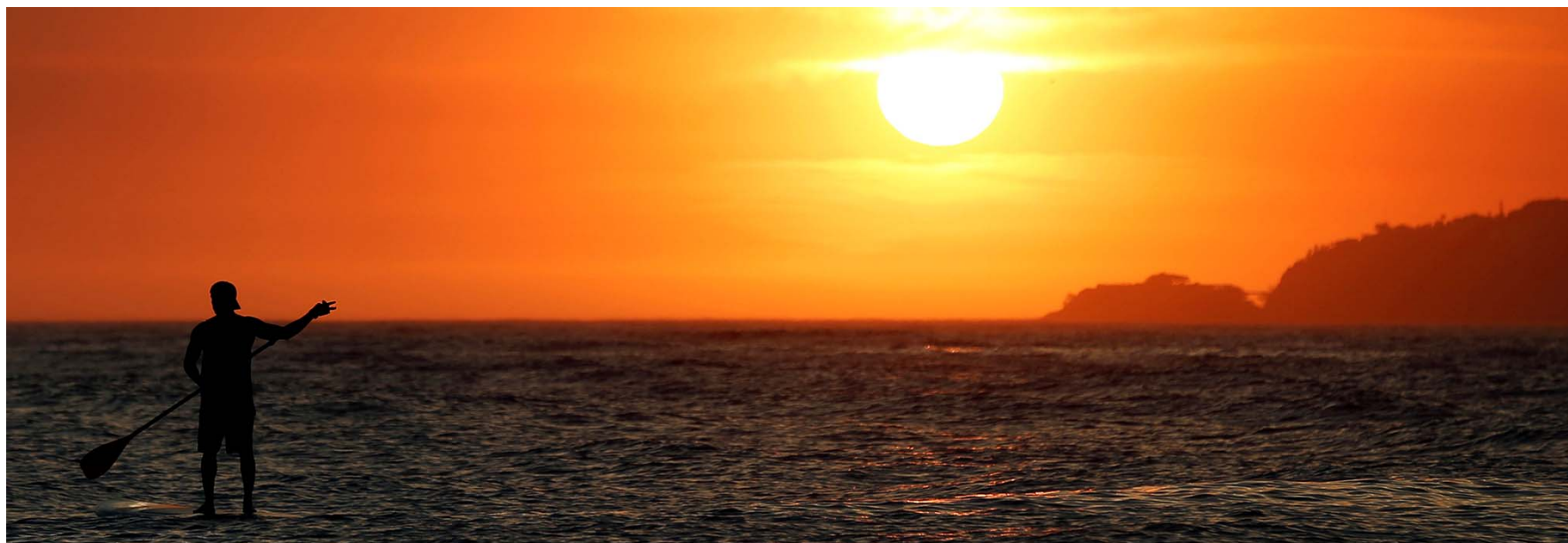
REGULATORY CONTENT

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Proposed Regulations

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2015 ME REG TEXT 395369 (NS)
Maine Regulation Text - Netscan ME ADC 90-590 Ch. 243, s 1, 2, 3, 4, 5, 6, 7; ME ADC 90-590 Ch. 243, s App. A, B-1, B-2, C-1, C-2, D-1, D-2, E-1, E-2, F-1, G Proposals Independent Agencies June 24, 2015 (Approx. 3 pages)

Document

2015 ME REG TEXT 395369 (NS)

Maine Regulation Text - Netscan
ME ADC 90-590 Ch. 243, s 1, 2, 3, 4, 5, 6, 7; ME ADC 90-590 Ch. 243, s App. A, B-1, B-2, C-1, C-2, D-1, D-2, E-1, E-2, F-1, G
Proposals
June 24, 2015
Independent Agencies

Ch. 243, Uniform Reporting System for Health Care Claims Data Sets

This proposed rule amendment adds clarifying language to the general submission requirements; revises descriptions and references; and updates data element names in conformance to national and industry standards.

ME ADC 90-590 Ch. 243, s 1

ME ADC 90-590 Ch. 243, s 1

ME ADC 90-590 Ch. 243, s 2

ME ADC 90-590 Ch. 243, s 2

ME ADC 90-590 Ch. 243, s 3

ME ADC 90-590 Ch. 243, s 3

ME ADC 90-590 Ch. 243, s 4

ME ADC 90-590 Ch. 243, s 4

ME ADC 90-590 Ch. 243, s 5

ME ADC 90-590 Ch. 243, s 5

ME ADC 90-590 Ch. 243, s 6

ME ADC 90-590 Ch. 243, s 6

ME ADC 90-590 Ch. 243, s 7

ME ADC 90-590 Ch. 243, s 7

ME ADC 90-590 Ch. 243, s App. A

CONTENT Proposed Regulations

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Document

2015 ME REG TEXT 395369 (NS)

Maine Regulation Text - Netscan
ME ADC 90-590 Ch. 243, s 1, 2, 3, 4, 5, 6, 7; ME ADC 90-590 Ch. 243, s App. A, B-1, B-2, C-1, C-2, D-1, D-2, E-1, E-2, F-1, G
Proposals
June 24, 2015
Independent Agencies

FULL TEXT OF REGULATION(S)

Ch. 243, Uniform Reporting System for Health Care Claims Data Sets

This proposed rule amendment adds clarifying language to the general submission requirements; revises descriptions and references; and updates data element names in conformance to national and industry standards.

90-590 MAINE HEALTH DATA ORGANIZATION

Chapter 243: UNIFORM REPORTING SYSTEM FOR HEALTH CARE CLAIMS DATA SETS

SUMMARY: This Chapter contains the provisions for filing health care claims data sets from all third-party payers, third-party administrators, Medicare health plan sponsors and pharmacy benefits managers.

The provisions include:

- Identification of the organizations required to report;
- Establishment of requirements for the content, form, medium, and time for filing health care claims data;
- Establishment of standards for the data reported; and
- Compliance provisions.

ME ADC 90-590 Ch. 243, s 1

ME ADC 90-590 Ch. 243, s 1. Definitions

Unless the context indicates otherwise, the following words and phrases shall have the following meanings:

- A. **Billing Provider.** "Billing provider" means a provider or other entity that submits claims to health care claims processors for health care services directly performed or provided to a subscriber or member by a service provider.
- B. **Capitated Services.** "Capitated services" means services rendered by a provider through a contract where payments are based

CONTENT

Administrative Codes

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Sec. 1. Definitions
ME ADC 90-590 Ch. 243, § 1 CODE OF MAINE RULES (Approx. 5 pages)

Document Notes of Decisions (0) History (10) Citing References (1) Context & Analysis (0) Powered by KeyCite

Table of Contents

Proposed Regulation

Code of Maine Rules Currentness
90. Independent Agencies
590. Maine Health Data Organization
Chapter 243. Uniform Reporting System for Health Care Claims Data Sets (Refs & Annos)

90-590 CMR Ch. 243, § 1

Sec. 1. Definitions

Unless the context indicates otherwise, the following words and phrases shall have the following meanings:

A. **Billing Provider.** "Billing provider" means a provider or other entity that submits claims to health care claims processors for health care services directly performed or provided to a subscriber or member by a service provider.

B. **Capitated Services.** "Capitated services" means services rendered by a provider through a contract where payments are based upon a fixed dollar amount for each member on a monthly basis.

C. **Carrier.** "Carrier" means an insurance company licensed in accordance with 24-A M.R.S.A., including a health maintenance organization, a multiple employer welfare arrangement licensed pursuant to Title 24-A, chapter 81, a preferred provider organization, a fraternal benefit society, or a nonprofit hospital or medical service organization or health plan licensed pursuant to 24 M.R.S.A. An employer exempted from the applicability of 24-A M.R.S.A., chapter 56-A under the federal *Employee Retirement Income Security Act of 1974*, 29 *United States Code*, Sections 1001 to 1461 (1988) is not considered a carrier.

D. **Co-Insurance.** "Co-insurance" means the dollar amount a member pays as a pre-determined percentage of the cost of a covered service after the deductible has been paid.

E. **Co-Payment.** "Co-payment" means the fixed dollar amount a member pays to a health care provider at the time a covered service is provided or the full cost of a service when that is less than the fixed dollar amount.

F. **Deductible.** "Deductible" means the total dollar amount a member pays towards the cost of covered services over an established period of time before any payments are made by the contracted third-party payer.

CONTENT Adopted Regulations

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2015 ME REG TEXT 374527 (NS)

Maine Regulation Text - Netscan ME ADC 05-071 Ch. 101, s I, II, III, IV, V, VI, VII, VIII, IX, X, XI, XII, XIII, XIV, XV, XVI, XVII, XVIII, XIX; ME ADC 05-071 Ch. 101, s App. 1 Adoptions Department of Education June 24, 2015 (Approx. ...)

Document

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NETSCAN

2015 ME REG TEXT 374527 (NS)

Maine Regulation Text - Netscan
ME ADC 05-071 Ch. 101, s I, II, III, IV, V, VI, VII, VIII, IX, X, XI, XII, XIII, XIV, XV, XVI, XVII, XVIII, XIX; ME ADC 05-071 Ch. 101, s
App. 1
Adoptions
June 24, 2015
Effective: July 19, 2015
Department of Education

Ch. 101, Maine Unified Special Education Regulation - Birth to Age Twenty

The rule is a major substantive rule entitled "Ch. 101, Maine Unified Special Education Regulation - Birth to Age Twenty". The purpose of the rule is to ensure that children with disabilities receive a free appropriate public education consistent with federal law. Changes to the rule were made to add certain definitions, provide clarity to various aspects of the existing rule, establish approval standards and/or monitoring procedures for regional special education programs, special purpose private schools, pre-school programs, and communities without schools, establish parameters for electronic educational records, and extend the option of complaint investigation as an enforcement mechanism for stand-alone mediation agreements.

ME ADC 05-071 Ch. 101, s I

ME ADC 05-071 Ch. 101, s I

ME ADC 05-071 Ch. 101, s II

ME ADC 05-071 Ch. 101, s II

ME ADC 05-071 Ch. 101, s III

ME ADC 05-071 Ch. 101, s III

ME ADC 05-071 Ch. 101, s IV

ME ADC 05-071 Ch. 101, s IV

CONTENT

Administrative Codes

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Sec. I. POLICY AND PURPOSE
ME ADC 05-071 Ch. 101, § I CODE OF MAINE RULES (Approx. 4 pages)

Document Notes of Decisions (0) History (17) Citing References (2) Context & Analysis (0) Powered by KeyCite

Table of Contents

Adopted Regulation
Proposed Regulation

Code of Maine Rules Currentness
o5. Department of Education
o71. Education / General
Chapter 101. Maine Unified Special Education Regulation (Refs & Annos)

05-071 CMR Ch. 101, § I

Sec. I. POLICY AND PURPOSE

The purpose of this rule is to establish and maintain a statewide network that ensures the provisions of child find as set forth in federal law, for Maine families and children age birth to twenty. Additionally, this rule sets forth provisions governing the delivery of early intervention services to eligible children age birth to under age three (hereinafter, B-2) and their families, and of a free, appropriate public education to eligible children age three to twenty with disabilities.

The Department of Education is designated as the State Educational Agency responsible for carrying out the State's obligations under the federal Individuals with Disabilities Education Act (IDEA), 20 United States Code, Section 1400 et seq., as amended. The Department and every school administrative unit, intermediate educational unit, public school, or other public agency that receives federal or State funds to provide early intervention or free appropriate public education services to children age birth to twenty with disabilities must comply with the Individuals with Disabilities Education Act, as amended, and all federal regulations adopted thereunder. [20-A MRS § 7006]

Throughout this regulation the Department has reflected the federal statute and regulatory requirements in non-italicized text. The federal IDEA statute has been in effect since December, 2004 and the federal regulations implementing it have been in effect since October 13, 2006. State requirements are in italicized text and reflect additional procedures or timeframes to enhance the federal provisions.

If a term is completely defined in the text of the rule, it is not duplicated in Section II. of this rule.

Every school administrative unit, intermediate educational unit, public school, or other public agency that receives federal or State funds to provide early intervention or free appropriate public education services to children age birth to twenty with disabilities must utilize the Department's required forms. An administrative letter will be sent on a yearly basis which will include links to the required

CONTENT

Administrative Codes

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The screenshot shows the WestlawNext interface. At the top, there is a search bar with the text "Enter search terms, citations, databases, anything ...". To the right of the search bar is a dropdown menu labeled "All States" and a "SEARCH" button. Below the search bar, the text "Sec. 10. Liability Insurance." is displayed, followed by "ME ADC 06-096 Ch. 400, § 10" and "CODE OF MAINE RULES (Approx. 4 pages)". Below this, there is a navigation bar with tabs for "Document", "Notes of Decisions (0)", "History (4)", "Citing References (5)", and "Context & Analysis (0)". To the right of the navigation bar is a "Table of Contents" button. Below the navigation bar, a list of links is shown, including "Code of Maine Rules Currentness", "06. Department of Environmental Protection", "096. Department of Environmental Protection / General", and "Chapter 400. General Provisions (Refs & Annos)". A red box highlights the "Code of Maine Rules Currentness" link. Below this list, the text "06-096 CMR Ch. 400, § 10" is displayed, followed by "Sec. 10. Liability Insurance.".

All applicants for a new or expanded solid waste disposal facility license, except public entities, shall submit with the application, and annually thereafter, proof of liability insurance for sudden and accidental occurrences for the solid waste disposal facility. Coverage must be provided for bodily injury and property damage and must be provided for the active life and closure of the solid waste disposal facility.

A. Level of Coverage. The level of coverage must be at least \$1,000,000 per occurrence and \$2,000,000 annual aggregate, unless, because of a greater risk, a higher minimum coverage is required by the Department for a particular facility.

B. Exclusive of Legal Costs. All liability insurance coverage amounts must be exclusive of legal defense costs.

C. Financial Test. The owner or operator of a private, non-commercial, solid waste disposal facility may use a financial test in lieu of liability insurance coverage. To use this option, the owner or operator must meet the following conditions:

(1) **Demonstration of Financial Responsibility.** The owner or operator must provide the Department with a letter from the owner's or operator's chief financial officer or other appropriate corporate official that demonstrates their financial responsibility for liability coverage and a copy of an independent certified public accountant's report on examination of the owner's or operator's financial statements for the latest completed fiscal year;

(2) **Other Income.** The owner or operator of the solid waste disposal facility must derive more than 50

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THANKS.....

- * Thanks to ACR for being such a collaborative partner and including us in events like this conference!
- * Thanks to the contact points in your state offices for all the help they provide to ensure we have the right content in a timely manner.....we do greatly appreciate their assistance!

QUESTIONS?
