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STATEMENT OF EXPLANATION FOR SECTION 100 FILING

CALIFORNIA CODE OF REGULATIONS

TITLE 22, DIVISION 7, CHAPTER 10, ARTICLE 8: PATIENT DATA REPORTING REQUIREMENTS

Sections 97212, 97215, 97225, 97226, 97227, 97228, 97229, 97248, 97252, 97258, 97259, 97260, 97261, 97264

The Office of Statewide Health Planning and Development (OSHPD) is making changes without regulatory effect to Sections 97212, 97215, 97225, 97226, 97227, 97228, 97229, 97248, 97252, 97258, 97259, 97260, 97261, and 97264, of Title 22, of the California Code of Regulations. California Health and Safety Code Sections 128735 and 128736 require California hospitals to file with OSHPD a Hospital Discharge Abstract Data Record for every patient discharge and an Emergency Care Data Record for each patient encounter in a hospital emergency department. California Health and Safety Code Section 128737 requires all California hospitals and licensed freestanding ambulatory surgery clinics to file with OSHPD an Ambulatory Surgery Data Record for each patient encounter during which at least one ambulatory surgery procedure is performed. Patient-level data reporting to OSHPD is accomplished by means of an online reporting system called Medical Information Reporting for California (MIRCal).

These changes without regulatory effect update various OSHPD regulations to remove obsolete regulatory language, incorrect cross-references, and inconsistent use of terminology. International Classification of Diseases, Ninth Edition (ICD-9) has been replaced with ICD-10, and health facilities are now required to report data to OSHPD using ICD-10. This regulatory change will remove all references to the now obsolete ICD-9 coding system. Additional language that is obsolete due to other regulatory changes is being removed.

Section 97212 contains incorrect cross-references to the definitions in California Health and Safety Code Section 128700. This regulatory change will correct these cross-references.

Section 97252 will be updated to correct the inconsistent use of terminology. Specifically, the word "gender" will be changed to "sex." "Sex" is identified in California Health and Safety Code Sections 128736 and 128737, and is the data element collected by OSHPD. "Gender" is not the correct term.

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These changes do not materially alter the requirements, rights, responsibilities, conditions or prescriptions contained in the original text. These changes impose no new regulatory burdens and do not materially alter any of the requirements or responsibilities imposed on reporting organizations by these regulations.