

## Limited exception for non-HIPAA payers from Minnesota's requirements for the standard, electronic exchange of eligibility transactions (only), is continued for 2012

*MN Regulations for the Standard, Electronic Exchange of Health Care Administrative Transactions*

### Intended Purpose and Audience

This update is intended for health care group purchasers (payers) and providers, as well as clearinghouses, billing services, other vendors, and any interested parties. It provides guidance regarding the implementation and enforcement of Minnesota Statutes, section 62J.536, and related rules for the exchange of standard, electronic health care administrative transactions.

More information about the statute and rules is available at: [www.health.state.mn.us/asa](http://www.health.state.mn.us/asa).

### Targeted, Limited Exceptions to the State's Requirements

The Minnesota Department of Health (MDH) is responsible for implementing and administering Minnesota Statutes, section 62J.536 and related rules. The statute authorizes the Commissioner of Health to exempt only group purchasers (payers) not covered by federal HIPAA transactions regulations (United States Code, title 42, sections 1320d to 1320d-8) from one or more of the state's data exchange requirements if the Commissioner determines that certain statutory criteria are met.

### Reviews and Determinations

MDH consults annually with the Minnesota Administrative Uniformity Committee (AUC) to determine whether to grant the limited exceptions described above. Based on these annual reviews, MDH determined that a statutory criterion for the limited exception to the state's data exchange requirements had been met. Accordingly, MDH granted a limited exception to non-HIPAA covered payers from

the state's data exchange requirements for the ANSI ASC X12 Health Care Eligibility Inquiry and Response (270/271). The most recent exception was granted for 2011.

### Current Limited Exemption Continued in 2012

MDH consulted with the AUC in November 2011 regarding the continued need for the narrow exemption described above. It determined through the review process that **the current limited exception to Minnesota's health care administrative data exchange requirements will continue through 2012.**

**This exception applies only to exchanges of the ANSI ASC X12 Health Care Eligibility Inquiry and Response (270-271) transaction with health care group purchasers not covered by federal HIPAA transactions regulations.**

This most recent extension of the current exception is in effect only through December 31, 2012. The next annual review of this exception is scheduled for November 2012.

Please contact us if you have questions.

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