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Chief, DHA Privacy
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MEMORANDUM FOR DEFENSE PRIVACY, CIVIL LIBERTIES AND TRANSPARENCY
DIVISION

SUBJECT: Justification for the Continued Use of the Social Security Number (SSN) in the Armed Forces Billing and Collection Utilization Solution (ABACUS) (DITPR ID #15754)

This memorandum is to satisfy the requirements of the *Department of Defense Instruction DoDI 1000.30, Reduction of Social Security Number (SSN) Use Within DoD*, dated August 1, 2012 that requires justification of the collection and use of the SSN in ABACUS. ABACUS supports medical billing and is the DoD standard system designed to assist military treatment facilities (MTFs) in the collection, tracking, and reporting of data required for Third Party Collection Program. ABACUS provides a mechanism to MTFs for identifying, recording, billing and collecting reasonable costs for medical and dental care provided. ABACUS supports processing of Medicare Billing Claims form UB-04, and Health Insurance Claims Form CMS-1500, and invoices which are populated using an electronic interface from on-site systems including Composite Health Care System (CHCS) and MHS Genesis. ABACUS also supports the following processes:

- Data migration
- Help desk support
- Training and maintenance
- Clearinghouse services
- Electronic Other Health Insurance discovery
- Pharmacy Claims
- High Cost Ancillary Services Claims
- Supplemental Billing
- Secondary Transaction Codes
- Audit Trail (for purposes of fraud prevention)
- Batch Processing

The system of records notice (SORN) applicable to ABACUS is EDHA 12, Third Party Collection System (July 15, 2016, 81 FR 46069) (Attachment 1). An updated Privacy Impact Assessment (PIA) for ABACUS is in coordination. The DITPR ID assigned to ABACUS is 15754.

The Paperwork Reduction Act is applicable to ABACUS because the system collects SSNs from members of the public to include federal employees and contractors. The Office of Management and Budget (OMB) Control Number for this system of records is 0720-0055, Third Party Collection Program, effective through June 30, 2016; update pending. A copy of the

current DD Form 2569, Third Party Collection Program/Medical Services Account/Other Health Insurance included (Attachment 2).

According to DoDI 1000.30, continued use of SSNs within ABACUS must be justified by one or more of the Acceptable Use Cases set forth in DoDI 1000.30, Enclosure 2. The Acceptable Use Case applicable to ABACUS is:

2.c(13) Other Cases. The previous categories may not include all uses of the SSN delineated by law. Should an application owner be able to show sufficient grounds that a use case not specified in subparagraphs 2.c.(1) through 2.c.(12) of this enclosure is required by law, then that use case may continue to use the SSN. Any application that seeks to use this clause as justification must provide specific documentation in order to continue use under this provision.

As a Health Insurance Portability and Accountability Act (HIPAA) covered entity, DoD must comply with electronic health care transaction standards adopted in the Final Rule entitled: Health Insurance Reform; Modifications to the HIPAA Electronic Transaction Standards (45 CFR Part 162 [CMS-0009-F] RIN 0938-AM50). HIPAA named and adopted standards for electronic Professional, Institutional and Retail Pharmacy drug claims are as follows:

- Professional Health Care Claims: Data Interchange Technical Report Type 3-Health Care Claim: Professional (837), May 2006, ASC X12N/005010X222
- Institutional Health Care Claims: The ASC X12 Standards for Electronic Data Interchange Technical Report Type 3-Health Care Claim: Institutional (837), May 2006, ASC X 12N/0050 IOX223, and Type 1 Errata to Health Care Claim: Institutional (837) ASC X12 Standards for Electronic Data Interchange Technical Report Type 3, October 2007, ASC X12N/0050IOX223A1
- Retail Pharmacy Drug Claims: National Council for Prescription Drug Programs (NCPDP) Telecommunication Standard Implementation Guide, Version D, Release 0 (Version D.O), August 2007

These standards specify the data that are required for electronic Professional, Institutional, and Pharmacy health care claims and provide for use of SSNs under certain circumstances to identify providers, prescribers, subscribers, and patients when other identifiers are not available. The DoD Identification Number, which is used for internal DoD business transactions and operations, cannot be used for transactions with third party payers and other health insurance providers. Additionally, not all patients treated by the DoD are in fact DoD Beneficiaries and are not assigned a DoD Identification Number. Another situation in which SSNs may be necessary is in connection with pharmacy claims. The NCPDP Pharmacy claim allows a Prescriber to be identified with an SSN when the Prescriber's National Provider Identifier (NPI) is not available. Likewise, the SSN is used in the 2010BA Subscriber Name Loop in X12 Professional and Institutional claims as a Secondary Identifier for the Subscriber when other identifiers are not available.

As the system of record for medical appointment, billing insurance and sensitive patient information which is considered PII and PHI, ABACUS has been designed to adhere to all applicable laws, standards and guidance covering operations with this type of information.

These include (but are not limited to) HIPAA and Statement on Standards for Attestation Engagements (SSAE18) auditing standards. DoD mandated security controls are implemented to restrict access to, and manipulation of, these types of information within the ABACUS application – both hardware and software. All transfer of information is encrypted in compliance with federal standards and accessed only in accordance with approved system requirements. In addition, all data at rest is encrypted to prevent further access to any sensitive information without proper authorization. Further care is taken to forensically record access/actions within the program for auditing and investigatory purposes, if ever the need arises. The ABACUS system undergoes in-depth product reviews quarterly; and security reviews are conducted annually to certify that all current, and past, requirements are being met, including the addition of any updates to policy and/or requirements that may arise. Any operations or adherence outside of these policies are expressly written, and recorded, to sufficiently show evidence of due diligence to system requirements, policies, and federal laws, as applicable. Further, SSNs are only used in instances where no other solution is available such as with external payers who use only the SSN to uniquely identify the patient.

The Solution Delivery Division Program Executive Office point of contact for this program is Mr. James Marsden, Project Manager and Contracting Officer Representative, ABACUS. Mr. Marsden may be reached at (210) 356-7052 or james.l.marsden2.civ@mail.mil.

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Attachments:
As Stated