



HIPAA Update

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Don't Delay! HITECH Revisions

Must be Implemented by September 23, 2013

As of September 23, 2013, covered entities must comply with the revisions to HIPAA made by the Health Information Technology for Economic and Clinical Health Act ("HITECH"). Some of the key changes include:

- An expansion of the scope and impact of the Privacy and Security Rules on business associates
- A revision of the breach notification harm threshold
- A revision of individual rights that will:
 - » Allow patients to ask for a copy of their electronic medical record in electronic form
 - » Give individuals who pay by cash authority to instruct their provider not to share information about their treatment with their health plan
 - » Set new limits on how information is used and disclosed for marketing and fundraising purposes
 - » Prohibit the sale of an individual's health information without their permission

Action Items

By September 23, covered entities need to do the following:

1. Revise and distribute the Notice of Privacy Practices
2. Revise policies and procedures
3. Update business associate agreements
4. Train workforce members

If you need assistance with any of the aforementioned action items, please contact Karen S. Rieger, Cori H. Loomis or any other member of Crowe & Dunlevy's Healthcare practice group.

We have updated our HIPAA Privacy and Security Policies template and the associated forms, including the Notice of Privacy Practices template and forms. In addition, we have prepared training materials that the Healthcare practice group can use to conduct training or make available to your in-house privacy official.

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