

# The 26<sup>th</sup> National HIPAA Summit

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Introduction

Adam H. Greene, JD, MPH  
Davis Wright Tremaine LLP

# Agenda

- Introduction and Overview (1:00 pm to 1:15 pm)
  - OCR Policy and Implementation Update (1:15 pm to 2:45 pm)
  - FTC Privacy Enforcement Update (2:45 pm to 3:15 pm)
  - Break (3:15 pm to 3:45 pm)
  - Navigating the HIPAA Enforcement Landscape under the Trump Administration (3:45 pm to 4:15 pm)
  - Preparing for and Responding to an OCR HIPAA Audit (4:15 pm to 5:00 pm)
  - Privacy Rule Audit for Smaller Clinics and Facilities (5:00 pm to 5:30 pm)
  - Healthcare Chief Privacy Officers Best Practices Roundtable (5:30 pm to 6:30 pm)
  - Networking Reception (6:30 pm)
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# Housekeeping



# Enforcement Highlights

**45** OCR Settlements

**\$58,455,200**

In settlements and CMPs

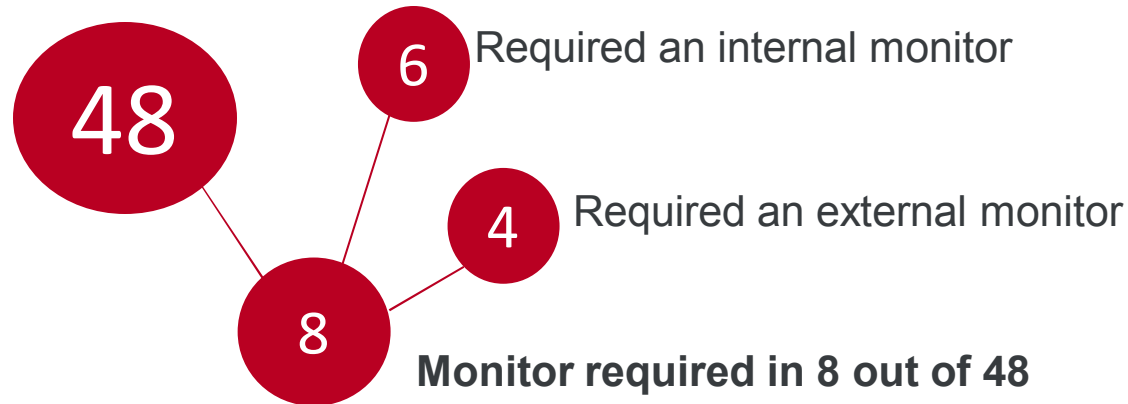
**3** Civil Monetary  
Penalty Actions

**\$1,299,004**

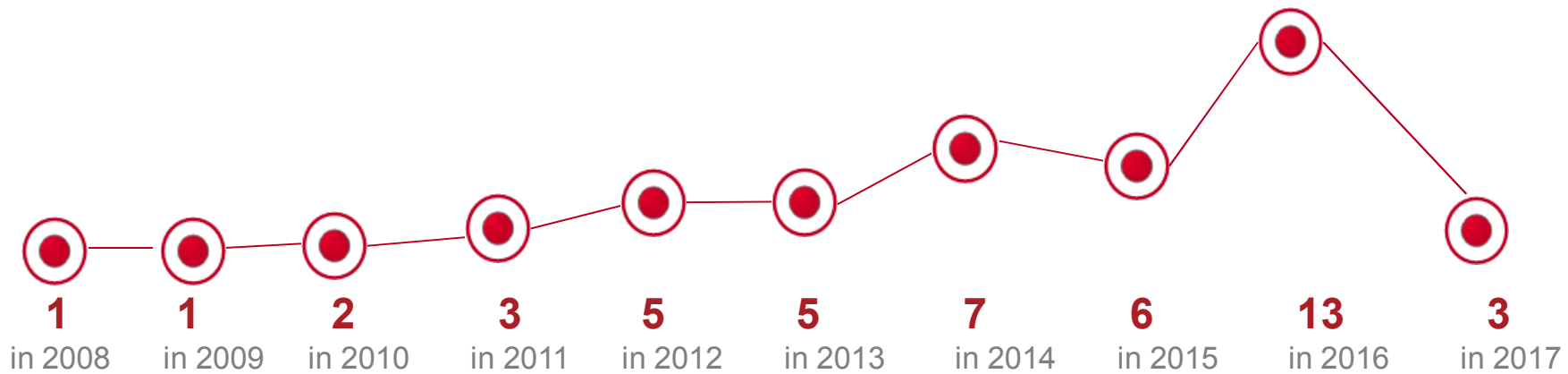
Average settlement amount

**31** of **48**

enforcement actions  
arose from breach reports  
to HHS



# Enforcement Highlights



(as of February 1, 2017)

Average minimum length of a corrective plan:

**APPROXIMATELY 2 YEARS**

**12 actions** by state attorneys general (as of 2/1/17):

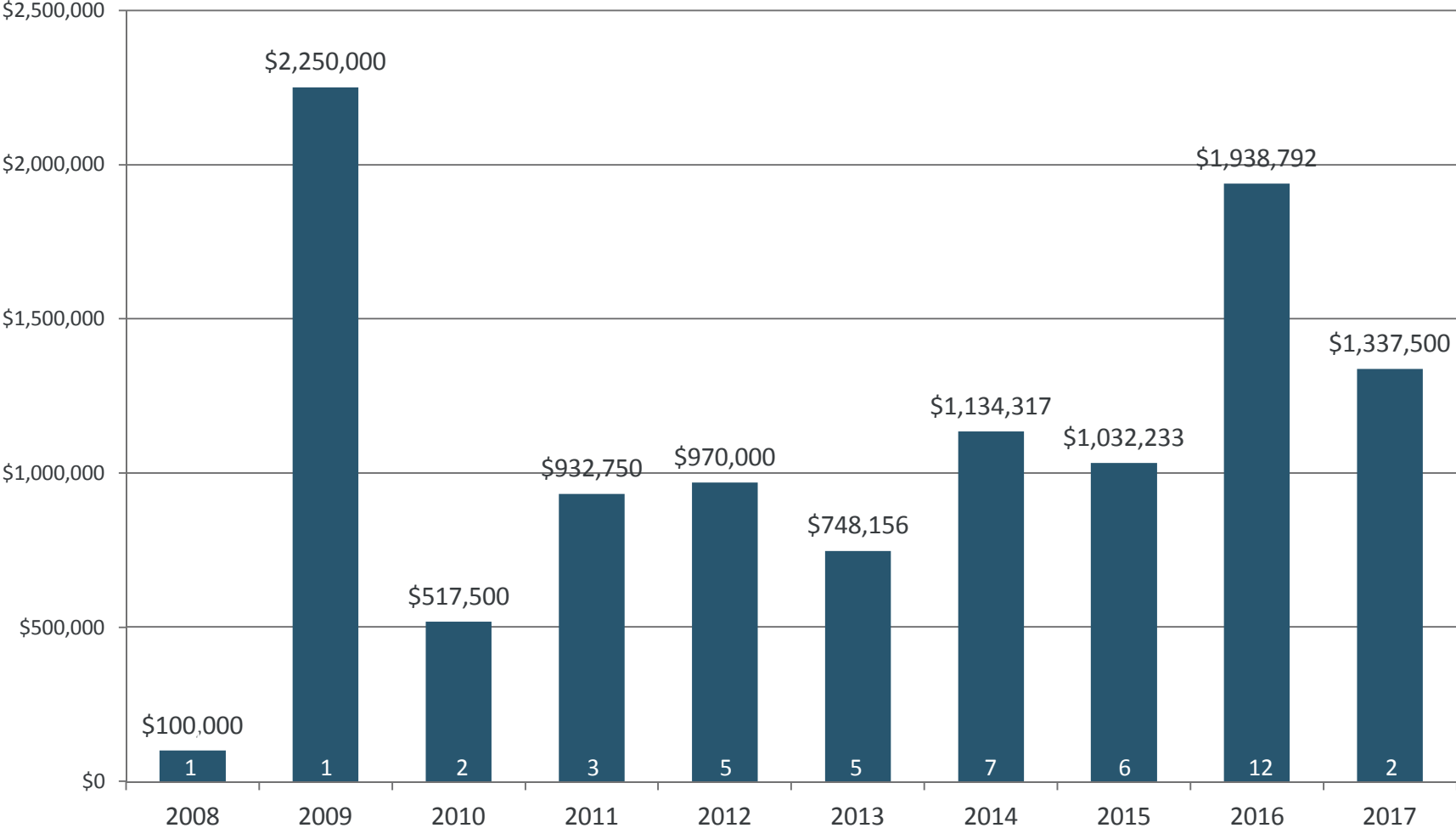
5	2	1
Massachusetts	New York	Vermont
2	1	1
Connecticut	Indiana	Minnesota

Average attorney general enforcement action:

**\$347,909\***

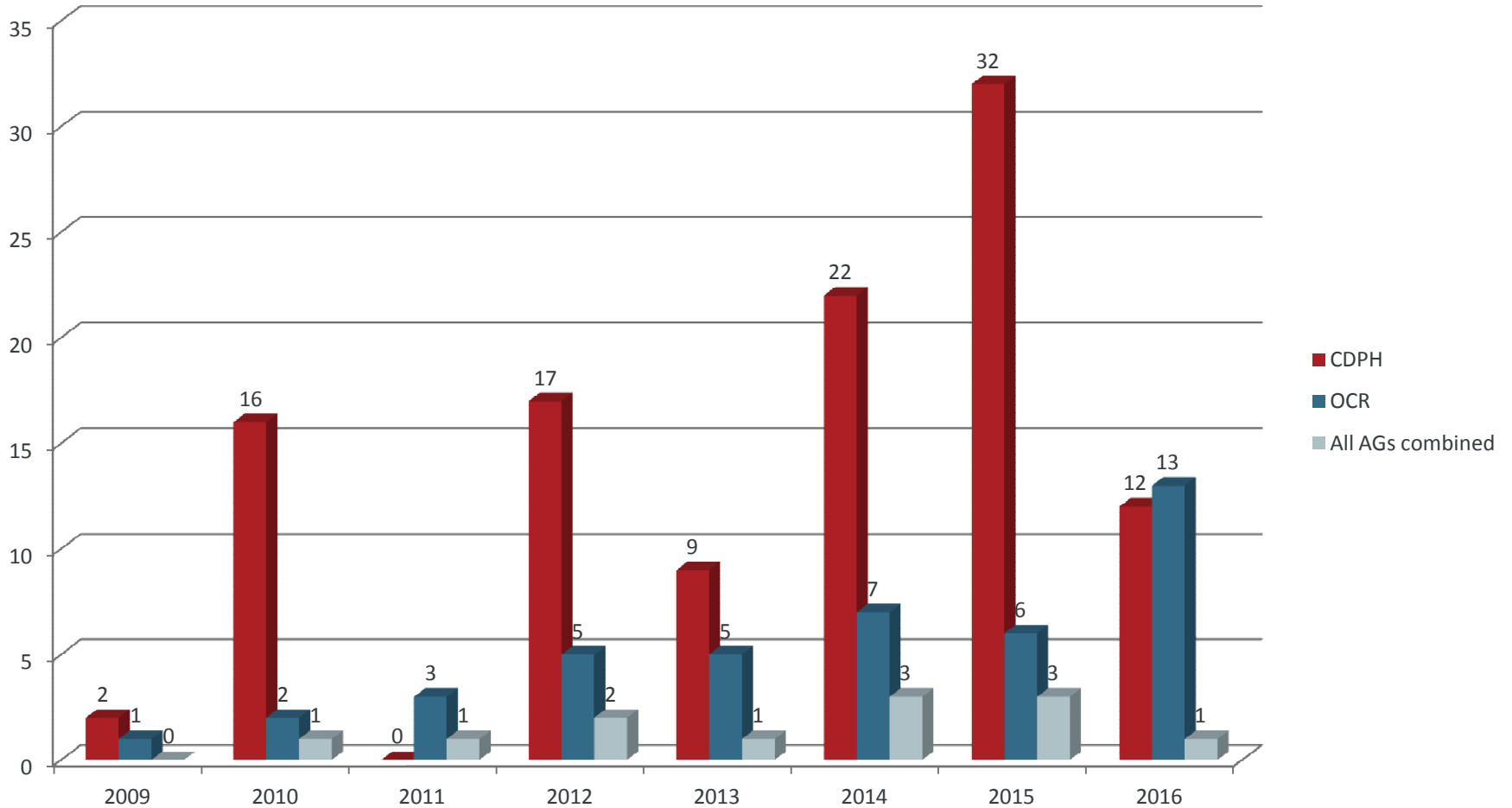
\* may represent financial settlements associated with claims unrelated to HIPAA violations

# Average Settlement Amount



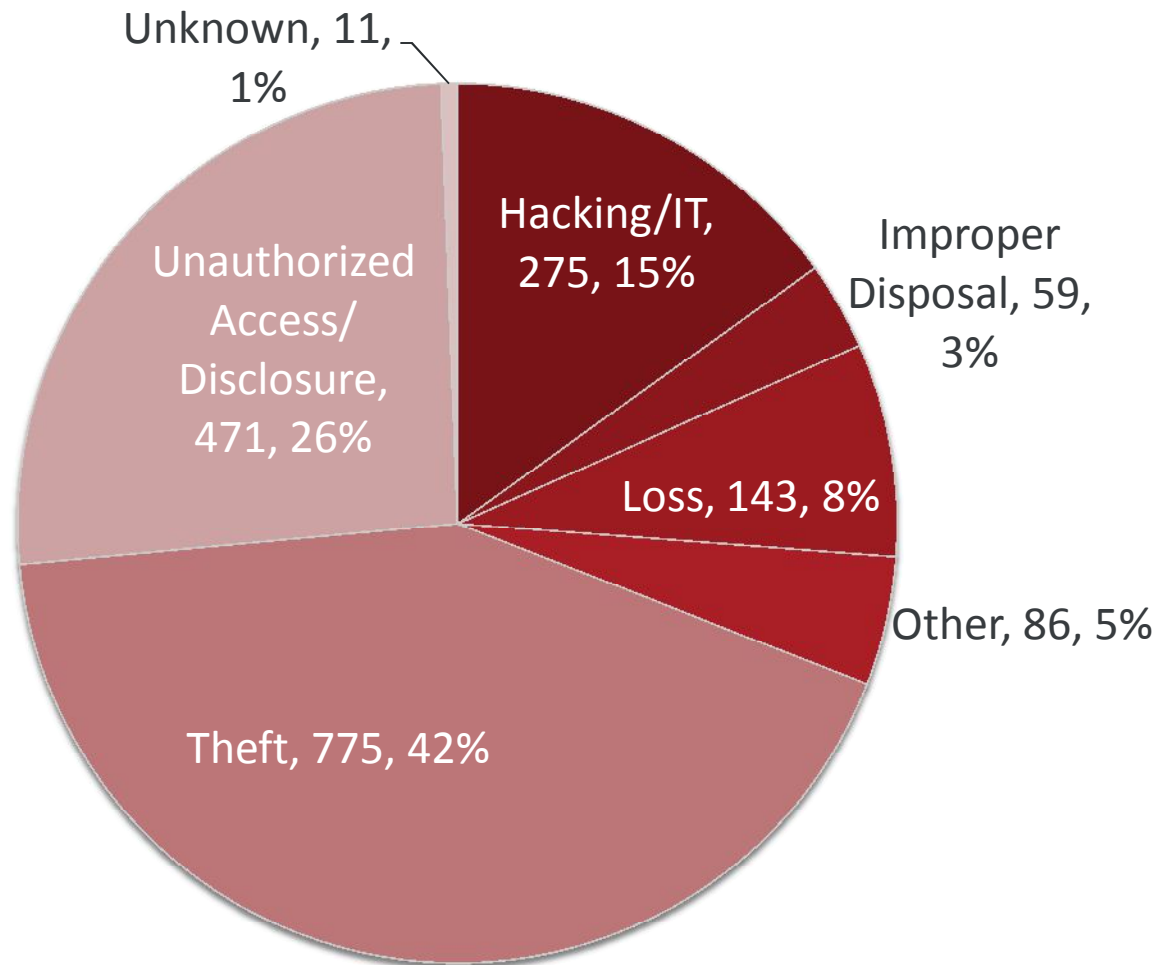
# California Department of Public Health

## Settlements/Penalties Per Year



# Healthcare Breaches Reported to HHS Involving 500 or More Individuals

## Cause of Breach by Numbers of Incidents

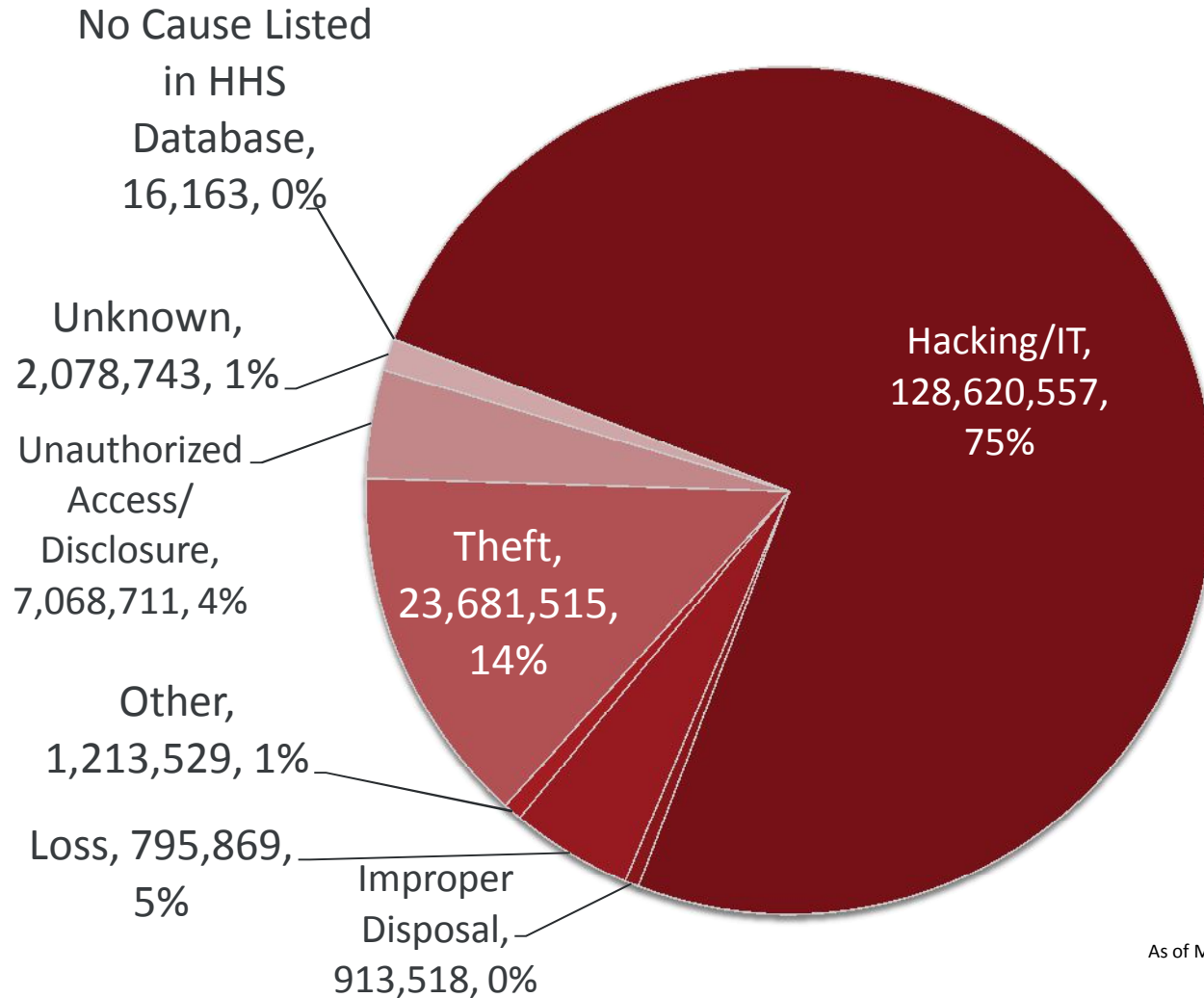


As of March 1, 2017



# Healthcare Breaches Reported to HHS Involving 500 or More Individuals

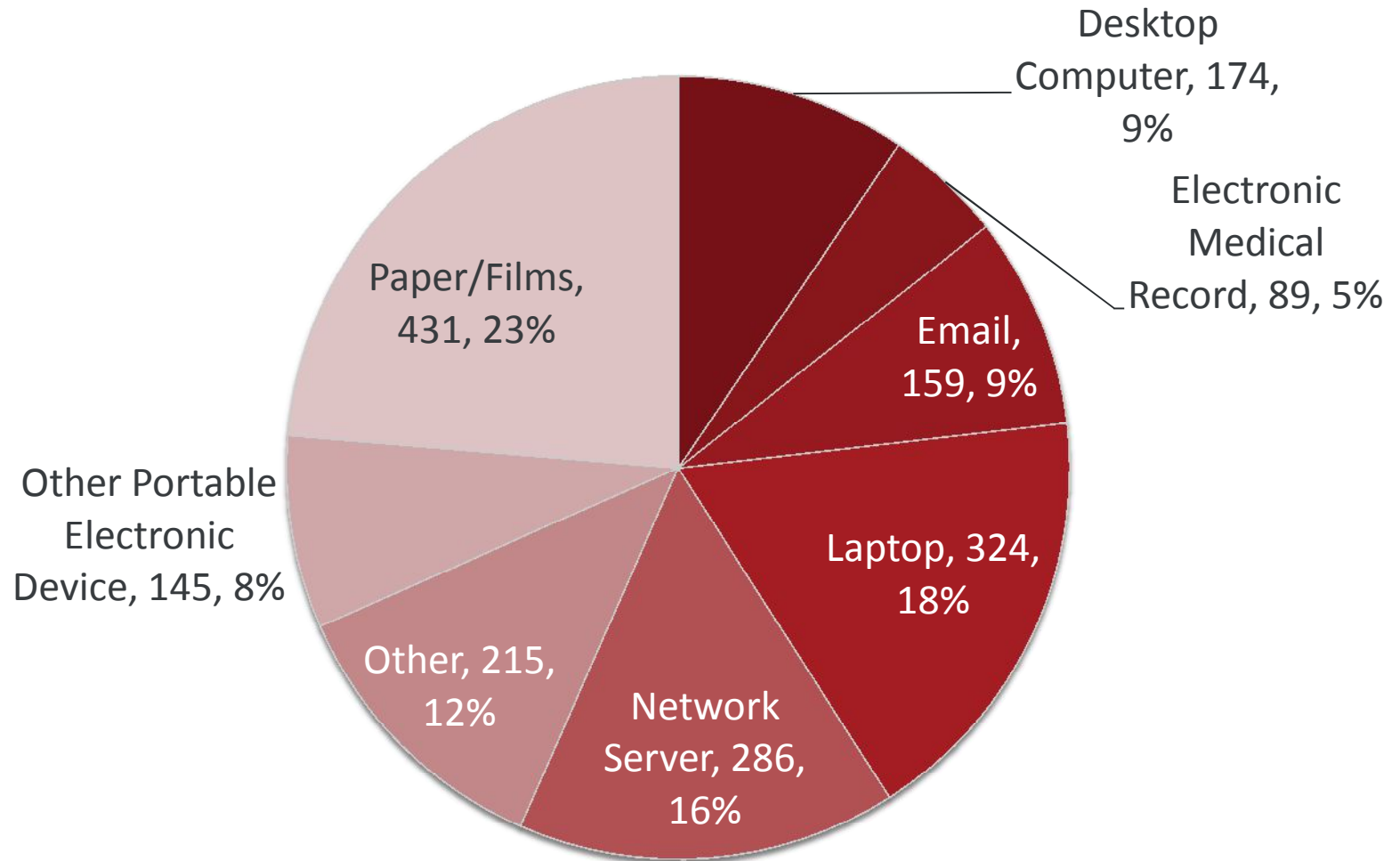
## Cause of Breach by Number of Affected Individuals



As of March 1, 2017

# Healthcare Breaches Reported to HHS Involving 500 or More Individuals

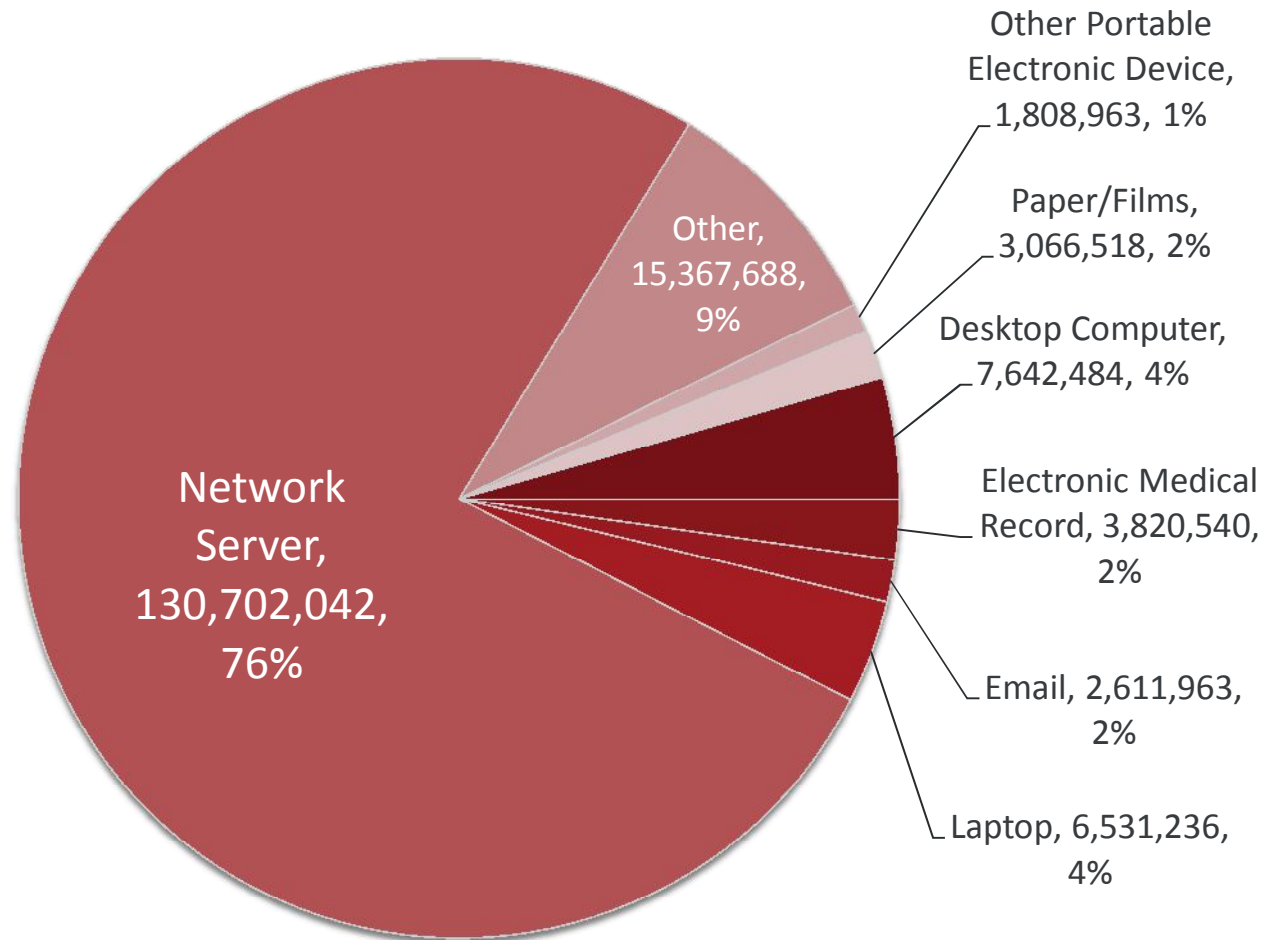
## Type of Media by Number of Incidents



As of March 1, 2017

# Healthcare Breaches Reported to HHS Involving 500 or More Individuals

## Type of Media by Number of Affected Individuals



As of March 1, 2017