

The 27th National HIPAA Summit

Introduction

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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)
- Reflections and Lessons Learned as a Former OCR Director on Best Practices in Health Care Privacy and Security (3:45 pm to 4:15 pm)
- Update on 42 CFR Part 2, the Privacy Rule that Governs Substance Use Disorder Treatment Records (4:15 pm to 4:45 pm)
- Bridging the Gap Between Privacy and Security: The New Chief Privacy Security Officer (4:45 pm to 5:15 pm)
- Healthcare Chief Privacy Officers Best Practices Roundtable (5:15 pm to 6:15 pm)
- Networking Reception (6:15 pm)

Housekeeping



The Year in Review – February 2017



The State alleges that the policyholder data on the stolen laptops was password protected, but not encrypted, as required under these circumstances by the federal Health Insurance Portability Accountability Act, as amended by the Health Information Technology for Economic and Clinical Health Act (“HIPAA/HITECH”).

Division of Consumer Affairs

- Steve C. Lee, Director

Division of Law

- Michelle Miller, Acting Director

973-504-6327

Citizen Inquiries-
609-984-5828

Horizon Blue Cross/Blue Shield of New Jersey Agrees to Pay \$1.1 Million, Tighten Data Security to Settle Allegations of Privacy Lapses Concerning Personal Information of Policyholders

[View Complaint](#) | [View Judgment](#)

NEWARK –The New Jersey Division of Consumer Affairs today announced that the state’s largest healthcare provider, Horizon Healthcare Services, Inc., has agreed to pay \$1.1 million and improve data security practices to settle allegations it failed to properly

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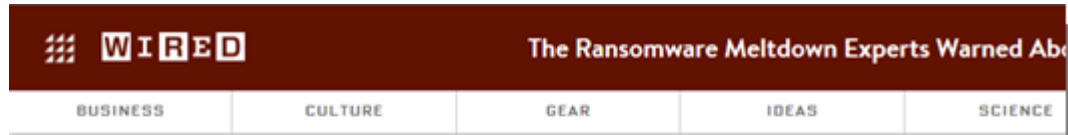
\$2.5 million settlement shows that not understanding HIPAA requirements creates risk – April 24, 2017

The U.S. Department of Health and Human Services, Office for Civil Rights (OCR), has announced a Health Insurance Portability and Accountability Act of 1996 (HIPAA) settlement based on the impermissible disclosure of unsecured electronic protected health information (ePHI). CardioNet has agreed to settle potential noncompliance with the HIPAA Privacy and Security Rules by paying \$2.5 million and implementing a corrective action plan.

- [Read the HHS Press Release](#)
- [Read the Resolution Agreement and Corrective Action Plan - PDF](#)

Content created by Office for Civil Rights (OCR)
Content last reviewed on April 24, 2017


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As a result of Friday's infection, hospitals, doctors' offices, and other health care institutions in London and Northern England have had to cancel non-urgent services and revert to backup procedures. Multiple emergency rooms around England spread word that patients should avoid coming in if possible.




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**SALTED HASH- TOP SECURITY NEWS**
By [Steve Ragan](#), Senior Staff Writer, CSO |
FEB 28, 2018 4:00 AM PT

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Fundamental security insight to help you minimize risk
and protect your organization

NEWS

Nuance says NotPetya attack led to \$92 million in lost revenue

Recent SEC filings disclose losses, and predicts additional spend in 2018 for security enhancements and upgrades



The Year in Review – June 2017



Topic




PATIENT PRIVACY NEWS

FTC Data Security Enforcement Standard Center in LabMD Case

The case of medical testing company LabMD and the FTC continues, with the commission's data security enforcement standard a key focus area.



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by Robert Abel, Content Coordinator/Reporter
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August 03, 2017


Appeals court rules health insurance breach victims can sue providers



The tides may be turning in favor of data breach victims after an appeals court Tuesday ruled a health **insurance** company's customers could sue the provider after a data **breach**.

The case stems from a 2014 cyberattack in which personal information was stolen. A lower court initially ruled that customers lacked standing because they failed to show a present injury or likelihood of being injured in the future. The **new ruling** comes shortly after Anthem was **once again** breached shortly after being ordered to pay **\$115 million** for a previous incident.

A three-judge panel on the U.S. Court of Appeals in Washington, D.C., reversed a district court's decision to dismiss a class action lawsuit brought against the provider CareFirst after finding the district court gave the complaint an unduly narrow reading.



Health insurance breach victims allowed to sue providers

The Year in Review – September 2017

The New York Times | <https://nyti.ms/2xSCMSr>

BUSINESS DAY

Equifax Says Cyberattack May Have Affected 143 Million in the U.S.

By TARA SIEGEL BERNARD, TIFFANY HSU, NICOLE PERLROTH and RON LIEBER SEPT. 7, 2017

Equifax, one of the three major consumer credit reporting agencies, said on Thursday that hackers had gained access to company data that potentially compromised sensitive information for 143 million American consumers, including Social Security numbers and driver's license numbers.

The attack on the company represents one of the largest risks to personally

The Year in Review – January 2018



Aetna Required To Pay \$1.15 Million in Penalties, Change Privacy Practices, Hire Independent Consultant To Monitor Settlement

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Substance Abuse and Mental Health Services Administration

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SAMHSA finalizes changes to clarify health privacy rules for people who seek substance use disorder treatment

Final changes to rule will support payment and healthcare operations activities while protecting the confidentiality of patients.

Tuesday, January 2, 2018

The Substance Abuse and Mental Health Services Administration (SAMHSA), part of the U.S. Department of Health and Human Services, announces the finalization of proposed changes to the Confidentiality of Substance Use Disorder Patient Records regulation, 42 CFR Part 2. The rule will be published in the *Federal Register* and currently can be viewed at <http://www.samhsa.gov/42CFRPart2Final>.

Part 2 protects the confidentiality of records relating to the identity, diagnosis, prognosis, or treatment of any patient records that are maintained in connection with the performance of any federally assisted program or activity relating to substance use disorder education, prevention, training, treatment, rehabilitation, or research. Under Part 2, a federally assisted substance use disorder program may only release patient identifying information with the individual's written consent, pursuant to a court order, or under a few limited exceptions.

"This final rule underscores our commitment to ensuring persons with substance use disorders receive integrated and coordinated care," said Dr. Elinore F. McCance-Katz, the nation's first Assistant Secretary for Mental Health and