



Effective as Of Revision Date: 4/12/2011

## NOTICE OF PRIVACY PRACTICES

This notice describes how your medical information may be used and disclosed in addition to how you may gain access to this information. Please review it carefully.

If you have any questions about this notice, please contact Fanno Creek Business Administration.

**Robert Gessele** - Business Administrator

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### WHO WILL FOLLOW THIS NOTICE

This notice describes the information privacy practices followed by our employees, staff, and other office personnel. Physicians you consult with by telephone, when your regular physician from our office is not available, will also follow the practices described in this notice including those who provide "call coverage" for your physician.

### YOUR HEALTH INFORMATION

This notice applies to the information and records we have about your health, health status, healthcare, and service you receive at this office. We are required to give you this notice which will tell you about the ways in which we may use and disclose health information about you. Additionally, it will describe your rights and our obligations regarding the use and disclosure of that information.

### HOW WE MAY USE AND DISCLOSE HEALTH INFORMATION ABOUT YOU

We must have your written, signed *Consent* to use and disclose health information for the following purposes:

- **For Treatment** - We may use health information about you to provide you with medical treatment or services. We may disclose health information about you to doctors, nurses, technicians, office staff or other personnel who are involved in taking care of you and your health.

For example, your doctor may be treating you for a heart condition and may need to know if you have other health problems that could complicate your treatment. The doctor may use your medical history to decide what treatment is best for you. The doctor may also tell another doctor about your condition so that doctor can help determine the most appropriate care for you.

Different personnel in our office may share information about you and disclose information to people who do not work in our office in order to coordinate your care, such as phoning in prescriptions to your pharmacy, and scheduling lab work and ordering X-rays. Family members and other health care providers may be part of your medical care outside this office and may require information about you that we have.

- **For payment** - We may use and disclose health information about you so that the treatment and services you receive at this office may be billed and payment may be collected from you, an insurance company, or a third party.

For example, we may need to give your health plan information about a service you received here so your health plan will pay us or reimburse you for the service. We may also tell your health plan about a treatment you are going to receive in order to obtain prior approval, or to determine whether your plan will cover the treatment.

- **For Health Care Operations** - We may use and disclose health information about you in order to run the office and make sure that you and our other patients receive quality care.

For example, we may use your health information to evaluate the performance of our staff while caring for you. We may also use health information about all or many of our patients to help us decide what additional services we should offer, how we can become more efficient, or whether certain new treatments are effective.

- **Appointment Reminders** - We may contact you as a reminder that you have an appointment for treatment or medical care at the office.
- **Treatment Alternatives** - We may tell you about or recommend possible treatment options or alternatives that may be of interest to you.
- **Health-Related Products and Services** - We may tell you about health-related products or services that may be of interest to you.

Please notify us if you do not wish to be contacted for appointment reminders, or if you do not wish to receive communications about treatment alternatives or health-related products and services. If you advise us in writing, at the address listed at the bottom of this notice, that you do not wish to receive such communications, we will not use or disclose your information for these purposes.

You may revoke your *Consent* at any time by giving us written notice. Your revocation will be effective when we receive it, but it will not apply to any uses and disclosures, which occurred before that time. If you do revoke your *Consent*, we will not be permitted to use or disclose your information for purposes of treatment, payment or health care operations, and we may therefore choose to discontinue providing you with health care treatment and services.

### **SPECIAL SITUATIONS**

We may use or disclose health information about you without your permission for the following purposes, subject to all applicable legal requirements and limitations:

- **To Avert a Serious Threat to Health or Safety** - We may use and disclose health information about you when necessary to prevent a serious threat to health and safety of yourself, the public, or another person.
- **Required By Law** - We will disclose health information about you when required to do so by federal, state, or local law.
- **Research** - We may use and disclose health information about you for research projects that are subject to a special approval process. We will ask you for your permission if the researcher will have access to your name, address, or other information that reveals who you are, or will be involved in your care at the office.
- **Organ and Tissue Donation** - If you are an organ donor, we may release health information to organizations that handle procurement or organ, eye, or tissue transplantation, including an organ donation bank as necessary to facilitate such donation and transplantation.
- **Military, Veterans, National Security, and Intelligence** - If you are or were a member of the armed forces, or part of the national security or intelligence communities, we may be required by military command or other government authorities to release health information about you. We may also release information about foreign military personnel to the appropriate foreign military authority.
- **Workers' Compensation** - We may release health information about you for workers' compensation or similar programs. These programs provide benefits for work-related injuries or illness.
- **Public Health Risks** - We may disclose health information about you for public health reasons in order to prevent or control disease, injury, or disability. This includes reporting births, deaths suspected to abuse or neglect, non-accidental physical injuries, reactions to medications, or problems with products.
- **Health Oversight Activities** - We may disclose health information to a health oversight agency for audits, investigations, inspections, or licensing purposes. These disclosures may be necessary for certain state and federal agencies to monitor the health care system, government programs, and compliance with civil rights laws.
- **Lawsuits and Disputes** - If you are involved in a lawsuit or a dispute, we may disclose health information about you in response to a court or administrative order. Subject to all applicable legal requirements, we may also disclose health information about you in response to a subpoena.
- **Law Enforcement** - We may release health information if asked to do so by a law enforcement official in response to a court order, subpoena, warrant, summons or similar process. This is subject to all applicable legal requirements.

- **Coroners, Medical Examiners, and Funeral Directors** - We may release health information to a coroner or medical examiner. This may be necessary, for example, to identify a deceased person or determine the cause of death.
- **Information Not Personally Identifiable** - We may use or disclose health information about you in a way that is not personally identifiable and reveal who you are.

#### **OTHER USES AND DISCLOSURES OF HEALTH INFORMATION**

We will not use or disclose your health information for any purpose other than those identified in the previous sections without your written *Authorization*. We must obtain your *Authorization* separate from any *Consent* we may have obtained from you. If you give us *Authorization* to use or disclose health information about you, you may revoke that *Authorization*, in writing, at any time. If you revoke your *Authorization*, we will no longer use or disclose information about you for the reasons covered by your written *Authorization*, but we cannot take back any uses or disclosures already made with your permission.

#### **YOUR RIGHTS REGARDING HEALTH INFORMATION ABOUT YOU**

You have the following rights regarding health information we maintain about you:

- **Right to Inspect and Copy** - You have the right to inspect and copy your health information. This includes medical and billing records that we use to make decisions about your care.

You must submit a written request to Robert Gessele or Kelly Henry in order to inspect and/or copy your health information. If you request a copy of the information, we may charge a fee for the costs of copying, mailing or other associated supplies. We may deny your request to inspect and/or copy in certain limited circumstances. If you are denied access to your health information, you may ask that the denial be reviewed. If law requires such a review, we will select a licensed health care professional to review your request and our denial. The person conducting the review will not be the person who denied your request, and we will comply with the outcome of the review.

- **Right to Amend** - If you believe health information we have about you is incorrect or incomplete; you may ask us to amend the information. You have the right to request an amendment as long as this office keeps the information.

To request an amendment, complete and submit a MEDICAL RECORD AMENDMENT/CORRECTION FORM to Robert Gessele or Kelly Henry.

We may deny your request for an amendment if it is not in writing or does not include a reason to support the request. In addition, we may deny your request if you ask us to amend information that:

1. We did not create, unless the person or entity that created the information is no longer available to make the amendment.
2. Is not part of the health information that we keep. You would not be permitted to inspect and copy.
3. Is accurate and complete.

#### **RIGHT TO AN ACCOUNTING OF DISCLOSURES**

You have the right to request an "accounting of disclosures." This is a list of the disclosures we made of medical information about you for purposes other than treatment, payment, and health care operations.

To obtain this list, you must submit your request in writing to Robert Gessele or Kelly Henry. It must state a time period, which may not be longer than six years and may not include dates before April 14, 2003. Your request should indicate the format you want the list in. This includes electronic or paper copy. The first list you request within a 12-month period will be free. For additional lists, we may charge you for the costs of providing the list. We will notify you of the cost involved and you may choose to withdraw or modify your request at that time before any costs are incurred.

#### **RIGHT TO REQUEST RESTRICTIONS**

You have the right to request a restriction or limitation on the health information we use or disclose about you for treatment, payment, or health care operations. You also have the right to request a limit on the health information we disclose about you to someone who is involved in your care or the payment for it, such as a family member or friend. For example, you could ask that we not use or disclose information about a surgery you had.

We are not required to agree to your request. If we do agree, we will comply with your request; unless the information is needed to provide you emergency treatment. To request restrictions, you may complete and submit the REQUEST FOR RESTRICTION ON USE/DISCLOSURE OF MEDICAL INFORMATION to Robert Gessele or Kelly Henry.

**RIGHT TO REQUEST CONFIDENTIAL COMMUNICATIONS**

You have the right to request that we communicate with you about medical matters in a certain way or at a certain location. For example, you can ask that we only contact you at work or by mail.

To request confidential communications, you may complete and submit the REQUEST FOR RESTRICTION ON USE/DISCLOSURE OF MEDICAL INFORMATION AND/OR CONFIDENTIAL COMMUNICATION and send to Robert Gessele or Kelly Henry. We will not ask you the reason for your request. We will accommodate all reasonable requests. Your request must specify how or where you wish to be contacted.

**RIGHT TO OBTAIN A PAPER COPY OF THIS NOTICE**

You have the right to a paper copy of this notice. You may ask us to give you a copy of this notice at any time. Even if you have agreed to receive it electronically, you are still entitled to a paper copy.

To obtain such a copy, contact Robert Gessele or Kelly Henry.

**CHANGES TO THIS NOTICE**

We reserve the right to change this notice, and to make the revised or changed notice effective for medical information we already have about you as well as any information we receive in the future. We will post a summary of the current notice in the office with its effective date in the top right hand corner. You are entitled to a copy of the notice currently in effect.

**COMPLAINTS**

If you believe your privacy rights have been violated, you may file a complaint with our office or with the Secretary of the Department of Health and Human Services. To file a complaint with our office, contact Robert Gessele at 503-452-0915 x.163. You will not be penalized for filing a complaint.