

Notice of Privacy Practices

As required by HIPAA: The Health Insurance Portability and Accountability Act of 1996



bandbpeds.com

865-687-1940 (office) | 865-687-0157 (fax)

This notice describes how your medical information as a patient of this practice may be used and disclosed and how you can get access to this information. Please review it carefully.

The privacy of your medical information is important to us. You may be aware the U.S. government regulators established a privacy rule, the Health Insurance Portability & Accountability Act ("HIPAA") governing protected health information ("PHI"). PHI includes individually identifiable health information including demographic information and relates to your past, present or future physical and mental health or condition and related health care services. This notice tells you about how your PHI may be used, and about certain rights that you have.

Use and disclosure of protected information

- Federal law provides that we may use your PHI for your treatment, without further specific notice to you, or written authorization by you. For example, we may provide laboratory or test data to a specialist.
- Federal law provides that we may use your medical information to obtain payment for our services without further specific notice to you, or written authorization by you. For example, under a health plan, we are required to provide the health insurance company with a diagnosis code for your visit and a description of the services rendered.
- Federal law provides that we may use your medical information for health care operations without further specific notice to you, or written authorization by you. For example, we may use the information to evaluate the quality of care you received from us, or to conduct cost management and business planning activities for our practice.
- We may use or disclose your medical information, without further notice to you, or specific authorization by you, where:
 - required for public health purposes
 - required by law to report child abuse
 - required by a health oversight agency for oversight activities authorized by law, such as the Department of Health, Office of Professional Discipline or Office of Professional Medical Conduct
 - required by law in judicial or administrative proceedings
 - required for law enforcement purposes by a law enforcement official
 - required by a coroner or medical examiner
 - permitted by law to a funeral director
 - permitted by law for organ donation purposes
 - permitted by law to avert a serious threat to health or safety
 - permitted by law and required by military authorities if you are a member of the armed forces of the U.S.
 - required for national security, as authorized by law

- required by correctional institutions or law enforcement officials if you are an inmate or under the custody of a law enforcement official
- otherwise required or permitted by law.
- Certain types of uses and disclosures of protected health information require authorization, these include:
 - uses and disclosures of psychotherapy notes
 - uses and disclosures of PHI for marketing purposes; and
 - disclosures that constitute the sale of PHI.
- Other uses and disclosures not described in this Notice of Privacy Practices will be made only with an individual's authorization.

Minors

- For divorced or separated parents: each parent has equal access to health information about their unemancipated child(ren), unless there is a court order to the contrary that is known to us or unless it is a type of treatment or service where parental rights are restricted.
- We can release your medical information to a friend or family member that is involved in your medical care. For example, a babysitter or relative who is asked by a parent or guardian to take their child to the pediatrician's office may have access to this child's medical information. We prefer to have written authorization from the parent or guardian for someone else to accompany the child, and may make reasonable attempts to obtain this authorization.
- You can make reasonable requests, in writing, for us to use alternative methods of communicating with you in a confidential manner.
- Other uses or disclosures of your medical information will be made only with your written authorization. You have the right to revoke any written authorization that you give.

Rights that you have

- You have the right to request restrictions on certain uses or disclosures described above. Except as stated below, we are not required to agree to such restrictions.
- You have the right to request confidential communications. You have the right to request that our practice communicate with you about your health and related issues in a particular manner or at a certain location e.g. at home and not at work. Such requests must be made in writing to your physician. Our practice will accommodate reasonable requests.
- You have the right to inspect and obtain copies of your medical information (a reasonable fee will be charged).
- You have the right to request amendments to your medical information. Such requests must be in writing, and must state the reason for the requested amendment. We will notify you as to whether we agree or disagree with the requested amendment. If we disagree with any requested amendment, we will further notify you of your rights.

- You have the right to request an accounting of any disclosures we make of your medical information. This is a list of certain non-routine disclosures our practice has made of your health information for non-treatment, payment or health care operations purposes. An accounting does not have to be made for disclosures we make to you; or to carry out treatment, payment or health care operations; or as requested by your written authorization; or as permitted or required under 45 CFR 164.502; or for emergency or notification purposes; or for national security or intelligence purposes as permitted by law; or to correctional facilities or law enforcement officials as permitted by law; or disclosures made before April 14, 2003.
- You have the right to restrict certain disclosures of Protected Health Information to a health plan, for carrying out payment or health care operations, where you pay out of pocket in full for the healthcare item or service
 - You are required to notify a Business Associate and a downstream Health Information Exchange of the restriction
 - A family member or other third party may make the payment on your behalf and the restriction will still be triggered
- You have a right to, or will receive, notifications of breaches of your unsecured patient health information.
- All requests must state a time period, which may not be longer than six (6) years from the date of disclosure.
- You have a right to receive a paper copy of our notice of privacy policies.
- You have a right to receive electronic copies of health information.

Obligations that we have

- We are required by law to maintain the privacy of protected health information and to provide individuals with notice of our legal duties and privacy practices. We are required to abide by the terms of this notice as long as it is currently in effect.
- We reserve the right to revise this notice, and to make a new notice effective for all protected health information we maintain. Any revised notice will be posted in our office, and copies will be available there.
- We will inform you of our intentions to raise funds and your right to opt out of receiving such communications.
- If you believe these privacy rights have been violated, you may file a written complaint with our Privacy Officer or with the U.S. Department of Health and Human Services' Office for Civil Rights (OCR). We will provide the address of the OCR Regional Office upon your request. No retaliation will occur against you for filing a complaint.

Organization contact information

If you have questions about this notice please contact our office manager at 865-687-1940.

Your acknowledgement

The purpose of this notice is to inform you, the patient, of how your PHI is used and/or disclosed by this provider or organization. We want you to be fully aware of how we use your PHI so that you can provide us with your Acknowledgement in order for us to treat your health care needs, receive payment for services rendered, and allow

administrative and other activities necessary to operate the practice and carry out our mission.

I understand that as part of my health care, this organization originates and maintains health records describing my health history, symptoms, test results, diagnoses, treatment, and plans for future care or treatment. I understand that this information serves as:

- A basis for planning my care and treatment
- A means of communication among the many health professionals who contribute to my care
- A source of information for applying my diagnosis/es and other health information to my bill(s)
- A means by which my health plan or health insurance company can verify that services billed were actually provided
- A tool for routine health care operations in this organization, such as ensuring that we have quality processes and programs in place and making sure that the professionals who provide your care are competent to do so
- An important part of studies that may be conducted to further research efforts and the development of new knowledge.

I understand that:

- I have been provided with a Notice of Information Practices that provides specific examples and descriptions of how my personal health information is used and disclosed by Drs. Black and Benton Pediatrics, PSC
- I have the right to review the Notice of Information Practices prior to signing that I reviewed and acknowledged them
- Drs. Black and Benton Pediatrics, PSC will promptly revise and distribute its Notice of Information Practices whenever changes are made to any of its privacy practices
- I have the right to request restrictions as to how my health information may be used or disclosed to carry out treatment, payment or health care operations and that Drs. Black and Benton Pediatrics, PSC is not required to agree to those restrictions
- I may revoke this Acknowledgement in writing at any time. Further, I am aware that Drs. Black and Benton Pediatrics, PSC can proceed with uses and disclosures that pertain to treatment, payment or healthcare issues that took place before the Acknowledgement was revoked.

Restrictions on the use and disclosure of your PHI

To request a restriction on the use and disclosure of your personal health information related to your treatment, payment for service, or for the health care operations of Drs. Black and Benton Pediatrics, PSC, please speak with a staff member to receive the appropriate written form to make such a request AFTER reading the Notice of Information Practices.