

*David H. Haight, M.D.*

**Notice Of Privacy Practices**

As Required by the Privacy Regulations Created as a Result of the Health Insurance Portability and Accountability Act of 1996 (HIPAA)

**THIS NOTICE DESCRIBES HOW HEALTH INFORMATION ABOUT YOU (AS A PATIENT OF THIS PRACTICE) MAY BE USED AND DISCLOSED AND HOW YOU CAN GET ACCESS TO YOUR INDIVIDUALLY IDENTIFIABLE HEALTH INFORMATION.**

**PLEASE REVIEW THIS NOTICE CAREFULLY.**

**A. OUR COMMITMENT TO YOUR PRIVACY**

Our practice is dedicated to maintaining the privacy of your **individually identifiable health information (IIHI)**. In conducting our business, we will create records regarding you and the treatment and services we provide to you. We are required by law to maintain the confidentiality of health information that identifies you. We are also required by law to provide you with this notice of our legal duties and the privacy practices that we maintain in our practice concerning your **IIHI**. By federal and state law, we must follow the terms of the notice of privacy practices that we have in effect at the time.

We realize that these laws are complicated, but we must provide you with the following important information:

- How we may use and disclose your **IIHI**
- Your privacy rights in your **IIHI**
- Our obligations concerning the use and disclosure of your **IIHI**

**The terms of this notice apply to all records containing your IIHI that are created or retained by our practice. We reserve the right to revise or amend this Notice of Privacy Practices. Any revision or amendment in this notice will be effective for all of your records that our practice has created or maintained in the past, and for any of your records that we may create or maintain in the future. Our practice will post a copy of our current Notice in our offices in a visible location at all times, and you may request a copy of our most current Notice at any time.**

**B. IF YOU HAVE QUESTIONS ABOUT THIS NOTICE, PLEASE CONTACT:**

David H. Haight, M.D., 155 East 72<sup>nd</sup> Street, New York, N.Y. 10021

**C. WE MAY USE AND DISCLOSE YOUR INDIVIDUALLY IDENTIFIABLE HEALTH INFORMATION (IIHI) IN THE FOLLOWING WAYS**

The following categories describe the different ways in which we may use and disclose your **IIHI**.

**1. Treatment.** Our practice may use your **IIHI** to treat you. For example, we may ask you to have diagnostic procedures (such as blood tests or X-rays), and we may use the results to help us reach a diagnosis. We might use your **IIHI** in order to write a prescription for you, or we might disclose your **IIHI** to a pharmacy when we order a prescription for you. Many of the people who work for our practice – including but not limited to our doctors and nurses – may use or disclose your **IIHI** in order to treat you or to assist others in your treatment. Additionally, we may disclose your **IIHI** to other who may assist in your care, such as your spouse, children, or parents.

**2. Payment.** Our practice may use and disclose your **IIHI** in order to bill and collect payment for the services and items you may receive from us. For example, we may contact your health insurer to certify that you are eligible for benefits (and for what range of benefits), and we may provide your insurer with details regarding your treatment to determine if your insurer will cover, or pay for, your treatment. We may also use and disclose your **IIHI** to obtain payment from third parties that may be responsible for such costs, such as family members. Also, we may use your **IIHI** to bill you directly for services and items.

**3. Health Care Operations.** Our practice may use and disclose your **IIHI** to operate our business. These uses and disclosures are necessary to run the practice and make sure that patients receive quality service. As examples of the ways in which we may use and disclose your information for our business operations, our practice may use your **IIHI** to evaluate the quality of care that you received from us, or to conduct cost-management and business planning activities.

**4. Appointment Reminders.** Our Practice may use and disclose your **IIHI** to contact you and remind you of an appointment.

**5. Treatment Options.** Our practice may use and disclose your **IIHI** to inform you of potential treatment options or alternatives.

**6. Health-Related Benefits and Services.** Our practice may use and disclose your **IIHI** to inform you of health-related benefits or services that may be of interest to you.

**7. Release of Information to Family/Friends.** Our practice may release your **IIHI** to a friend or family member who is involved in your care or who assists in taking care of you. We may also release **IIHI** to someone who helps pay for your care. For example, a parent or guardian may ask that a babysitter take their child to the office for examination. In this example, the babysitter may have access to this child's medical information.

**8. Disclosures Required by Law.** Our practice will use and disclose your **IIHI** when we are required to do so by federal, state, or local law.

#### **D. USE AND DISCLOSURES OF YOUR IIHI IN CERTAIN SPECIAL CIRCUMSTANCES.**

The following categories describe unique scenarios in which we may use or disclose your identifiable health information:

**1. Public Health Risks.** Our practice may disclose your **IIHI** to public health authorities that are authorized by law to collect information for the purpose of:

- maintaining vital records, such as births and deaths
- reporting child abuse or neglect
- preventing or controlling disease, injury, or disability
- notifying a person regarding potential exposure to a communicable disease
- notifying a person regarding a potential risk for spreading or contracting a disease or condition
- reporting reactions to drugs or problems with products or devices
- notifying appropriate government agency(ies) and authority(ies) regarding the potential abuse or neglect of an adult patient (including domestic violence); however, we will only disclose this information if the patient agrees or we are required or authorized by law to disclose this information
- notifying your employer under limited circumstances related primarily to workplace injury or illness or medical surveillance

**2. Health Oversight Activities.** Our practice may disclose your **IIHI** to a health oversight agency for activities authorized by law. Oversight activities can include, for example, investigations, inspections, audits, surveys, licensure and disciplinary actions; civil, administrative, and criminal procedures or actions; or other activities necessary for the government to monitor government programs, compliance with civil rights laws and the health care system in general.

**3. Lawsuits and Similar Proceedings.** Our practice may use and disclose your **IIHI** in response to a court or administrative order, if you are involved in a lawsuit or a similar proceeding. We may also disclose your **IIHI** in response to a discovery request, subpoena, or other lawful process

by another party involved in the dispute, but only if we have made an effort to inform you of the request or to obtain an order protecting the information the party has requested.

**4. Law Enforcement.** We may release **IIIH** if asked to do so by a law enforcement official:

- Regarding a crime victim in certain situations, if we are unable to obtain the person's agreement
- Concerning death we believe has resulted from criminal conduct
- Regarding criminal conduct at our offices
- In response to a warrant, summons, court order, subpoena or similar legal process
- To identify/locate a suspect, material witness, fugitive, or missing person
- In an emergency, to report a crime (including the location of victim(s) of the crime, or the description, identity, or location of the perpetrator)

**5. Organ and Tissue Donation.** Our practice may release your **IIIH** to organizations that handle organ, eye, or tissue procurement or transplantation, including organ donation banks, as necessary to facilitate organ or tissue donation and transplantation if you are an organ donor.

**6. Research.** Our practice may use and disclose your **IIIH** for research purposes in certain limited circumstances. We will obtain your written authorization to use your **IIIH** for research purposes except when: (a) our use or disclosure was approved by an Institutional Review Board or a Privacy Board; (b) we obtain the oral or written agreement of a researcher that (i) the information being sought is necessary for the research study; (ii) the use or disclosure of your **IIIH** is being used only for the research and (iii) the researcher will not remove any of your **IIIH** from our practice; or (c) the **IIIH** sought by the researcher only relates to decedents and the researcher agrees either orally or in writing that the use or disclosure is necessary for the research and, if we request it, to provide us with proof of death prior to access to the **IIIH** of the decedents.

**7. Serious Threats to Health or Safety.** Our practice may use and disclose your **IIIH** when necessary to reduce or prevent a serious threat to your health and safety or the health and safety of another individual or the public. Under these circumstances, we will only make disclosure to a person or organization able to help prevent the threat.

**8. Military.** Our practice may disclose your **IIIH** if you are a member of U.S. or foreign military forces (including veteran) and if required by the appropriate authorities.

**9. National Security.** Our practice may disclose your **IIIH** to federal officials for intelligence and national security activities authorized by law. We also may disclose your **IIIH** to federal officials in order to protect the President, other officials, or foreign heads of state, or to conduct investigations.

**10. Inmates.** Our practice may disclose your **IIHI** to correctional institutions or law enforcement officials if you are an inmate or under the custody of a law enforcement official. Disclosure for these purposes would be necessary: (a) for the institution to provide health care services to you, (b) for the safety and security of the institution, and/or (c) to protect your health and safety or the health and safety of other individuals.

**11. Workers' Compensation.** Our practice may release your **IIHI** for workers' compensation and similar programs.

## **E. YOUR RIGHTS REGARDING YOUR IIHI**

**1. 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. For instance, you may ask that we contact you at home, rather than work. In order to request a type of confidentiality communication, you must make a written request to David H. Haight, M.D. at 155 East 72<sup>nd</sup> Street, New York, N.Y. 10021 specifying the requested method of contact or the location where you wish to be contacted. Our practice will accommodate reasonable requests. You do not need to give a reason for your request.

**2. Requesting Restrictions.** You have the right to request a restriction in our use or disclosure of your **IIHI** for treatment, payment, or health care operations. Additionally, you have the right to request that we restrict our disclosure of your **IIHI** to only certain individuals involved in your care or the payment for your care, such as family members and friends. We are not required to agree to your request, however, if we do agree, we are bound by our agreement except when otherwise required by law, in emergencies, or when the information is necessary to treat you. In order to request a restriction in our use or disclosure of your **IIHI**, you must make your request in writing to David H. Haight, M.D. at 155 East 72<sup>nd</sup> Street, New York, N.Y. 10021. Your request must describe in a clear and concise fashion:

- (a) the information you wish restricted;
- (b) whether you are requesting to limit our practice's use, disclosure, or both; and
- (c) to whom you want the limits to apply.

**3. Inspection and Copies.** You have the right to inspect and obtain a copy of the **IIHI** that may be used to make decisions about you, including patient medical records and billing records but not including psychotherapy notes. You must submit your request in writing to David H. Haight, M.D., at 155 East 72<sup>nd</sup> Street, New York, N.Y. 10021 in order to inspect and/or obtain a copy of your **IIHI**. Our practice may charge a fee for the costs of copying, mailing, labor, and supplies associated with your request. Our practice may deny your request to inspect and/or copy in certain limited circumstances; however, you may request a review of our denial. Another licensed health care professional chosen by us will conduct reviews.

**4. Amendment.** You may ask us to amend your health information if you believe it is incorrect or incomplete, and you may request an amendment for as long as the information is kept by or for our practice. To request an amendment, your request must be made in writing and submitted to David H. Haight, M.D. at 155 East 72<sup>nd</sup> Street, New York, N.Y. 10021. You must provide us with a reason that supports your request for amendment. Our practice will deny your request if

you fail to submit your request (and the reason supporting your request) in writing. Also, we may deny your request if you ask us to amend information that is in our opinion: (a) accurate and complete; (b) not part of the **IIHI** kept by or for the practice; (c) not part of the **IIHI** which you would be permitted to inspect and copy; or (d) not created by our practice, unless the individual or entity created the information is not available to amend this information.

**5. Accounting of Disclosures.** All of our patients have the right to request an “accounting of disclosures.” An “accounting of disclosures” is a list of certain non-routine disclosures our practice has made of your **IIHI** for non-treatment or operations purposes. Use of your **IIHI** as part of routine patient care in our practice is not required to be documented. For example, the doctor sharing information with the nurse; or the billing department using your information to file your insurance claim. In order to obtain an accounting of disclosures, you must submit your request in writing to David H. Haight, M.D., 155 East 72<sup>nd</sup> Street, New York, N.Y. 10021. All requests for an “accounting of disclosures” must state a time period, which may not be longer than six (6) years from the date of disclosure and may not include dates before April 14, 2003. The first list that you request within a 12 month period is free of charge, but our practice may charge you for additional lists within the same 12 month period. Our practice will notify you of the costs involved with additional requests, and you may withdraw your request before you incur any costs.

**6. Right to a Paper Copy of This Notice.** You are entitled to receive a paper copy of our notice or privacy practices. You may ask us to give you a copy of this notice at any time. To obtain a paper copy of this notice, contact David H. Haight, M.D., at 155 East 72<sup>nd</sup> Street, New York, N.Y. 10021.

**7. Right to File a Complaint.** If you believe your privacy rights have been violated, you may file a complaint with our practice or with the Secretary of the Department of Health and Human Services. To file a complaint with our practice, contact David H. Haight, M.D., at 155 East 72<sup>nd</sup> Street, New York, N.Y. 10021. All complaints must be submitted in writing. You will not be penalized for filing a complaint.

**8. Right to Provide an Authorization for Other Uses and Disclosures.** Our practice will obtain your written authorization for uses and disclosures that are not identified by this notice or permitted by applicable law. Any authorization you provide to us regarding the use and disclosure of your **IIHI** may be revoked at any time in writing. After you revoke your authorization, we will no longer use or disclose your **IIHI** for the reasons described in the authorization. Please note, we are required to retain records of your care.

Again, if you have any questions regarding this notice or our health information privacy policies, please contact David H. Haight, M.D., at 155 East 72<sup>nd</sup> Street, New York, N.Y. 10021.