

# Security and Privacy Overview



# CliniSync's Security Requirements

- To ensure end-to-end security of information flowing through the CliniSync exchange, all Participating Organizations are required to confirm that they are HIPAA and HITECH compliant and have met or exceeded all HIPAA Security obligations.
- This will ensure that Participating Organizations' individually identifiable health information is protected with reasonable administrative, technical, and physical safeguards to ensure its confidentiality, integrity, and availability and to prevent unauthorized or inappropriate access, use, or disclosure.

# Physical Environment

- Participants shall maintain a secure environment for CliniSync-related infrastructure, services, and data to support the secure and reliable operation and continued development of the CliniSync HIE.
- This includes implementing and enforcing appropriate administrative, physical, and technical safeguards to protect the confidentiality, integrity, and availability of all data accessed through CliniSync.

# Security Controls

- Participants shall employ security controls that meet applicable industry and Federal standards so that the information and data being transmitted shall not introduce any viruses, worms, unauthorized cookies and malicious software.

# Permitted Uses of CliniSync's CHR

“Participating Organizations will limit their use of Data to those permitted uses outlined in the Participant Agreement, the CliniSync Policies, and in compliance with applicable laws.

Specifically, without limiting the foregoing, the Participant Agreement limits the use of Data by Participating Organizations to uses in support of the Participating Organization's **treatment of their own patients, payment for their healthcare services, and other uses as permitted by law and public health reporting.** “

*-CliniSync Policy Manual*

# Prohibited Uses

- Self Look Up
- Spouse Look Up
- Child Look Up
- Family or Neighbor Look Up
- Look up of any individual without a treatment purpose
- Look up of CliniSync Staff
- A Participating Organization may not access or use PHI or any proprietary information held by another Participating Organization to compare patient volumes, practice patterns, or make any other comparison

# Audit Reports

CliniSync can run sample audits on any organization utilizing the Community Health Record (CHR). Through those reports, we can see:

- Accessing a patient with same last name
- Accessing a user at facility where you work
- Patient age outside of normal range for practice
- Patient gender does not match practice specialty
- Accessing information outside of normal business hours

# Patient Consent

- Your Organization can execute a patient's decision to opt out of the CliniSync Health Information Exchange.
  - To learn more about managing the CliniSync Consent tool in the CHR, please discuss with your CliniSync Community Project Manager.



# Consent Notification

- Notice is *not* required for directed exchange between providers to coordinate care. This is something that is covered under HIPAA.
- CliniSync does *not* need patient consent to carry out the following specified functions as a business associate of the Covered Entity
  - Functions as a Business Associate: CliniSync performs certain functions as a business associate for its clients.
  - Specific Functions including:
    - Delivery of results
    - Creation of a Master Patient Index
    - Delivery of direct messages
  - Role of Custodian of Data: When performing these functions, CliniSync acts as a custodian of data and directs this data on behalf of a Covered Entity.
  - Business Associate Role: In this traditional business associate role, CliniSync is authorized to perform these duties without requiring consent from the patient.

# Reporting a HIPAA Incident

- All Incidents should be reported to your Site Administrator or directly to the CliniSync Security Officer.
- Please report anything you suspect might be a violation of HIPAA or CliniSync Policy.
- *Email* [security@ohiponline.org](mailto:security@ohiponline.org)

Thank You!

