

FIVE FAST FACTS FOR FRIDAY



Individuals' Right under HIPAA to Access their Health Information

- This Privacy Rule generally requires HIPAA covered entities (health plans and most health care providers) to provide individuals, upon request, with access to their protected health information (PHI)
- This includes the right to inspect or obtain a copy, or both, of the protected health information (PHI), as well as to direct the covered entity to transmit a copy to a designated person or entity of the individual's choice.
- Individuals have a right to access this PHI for as long as the information is maintained by a covered entity, or by a business associate on behalf of a covered entity, regardless of the date the information was created.
- An individual does not have a right to access protected health information (PHI) from Psychotherapy notes, (which are the personal notes of a mental health care provider documenting or analyzing the contents of a counseling session) or information compiled in reasonable anticipation of, or for use in, a civil, criminal, or administrative action or proceeding.
- For more information on HIPAA visit:
www.hhs.gov/hipaa/for-professionals/privacy/guidance/access