



Upper Savannah Care Services

HIPAA Privacy Policy

Notice of Privacy Practices



HIPAA PRIVACY POLICY

Under the HIPAA Privacy and Security Rules, Upper Savannah Care Services is required by law to maintain the privacy and security of protected health information of individuals, to provide such individuals with notice of the Upper Savannah Care Services' duties and privacy practices concerning protected health information, and to afford individuals certain rights, including the rights to access, amend, and restrict access to their protected health information. Upper Savannah Care Services has developed the below notice of privacy practices and policies in order to comply with its obligations under the HIPAA Privacy and Security Rules.

NOTICE OF PRIVACY PRACTICES

THIS NOTICE DESCRIBES HOW MEDICAL INFORMATION ABOUT YOU MAY BE USED AND DISCLOSED AND HOW YOU CAN GET ACCESS TO THIS INFORMATION. PLEASE REVIEW IT CAREFULLY.

Upper Savannah Care Services is required by law to maintain the privacy of protected health information ("PHI") and to provide individuals with notice of Upper Savannah Care Services' legal duties and privacy practices with respect to PHI. PHI is information that may identify you and that relates to your past, present or future physical or mental health or condition and related health care services. This Notice of Privacy Practices ("Notice") describes how Upper Savannah Care Services may use and disclose PHI to carry out treatment, payment or health care operations and for other specified purposes that are permitted or required by law. The Notice also describes your rights with respect to PHI about you.

Upper Savannah Care Services is required to follow the terms of this Notice. Upper Savannah Care Services will not use or disclose PHI about you without your written authorization, except as described in this Notice. Upper Savannah Care Services reserves the right to change its practices and this Notice and to make the new Notice effective for all PHI Upper Savannah Care Services maintains, including PHI created or received before the changes were made. Upper Savannah Care Services will provide any revised Notice to you (either at any Upper Savannah Care Services location or through the Upper Savannah Care Services **Privacy Officer**).

Upper Savannah Care Services will post a copy of the current Notice in each Upper Savannah Care Services location. In addition, the current Notice and any revised Notice will be posted on Upper Savannah Care Services' website.

I. YOUR HEALTH INFORMATION RIGHTS

You have the following rights with respect to PHI about you:

Breach of Unsecured PHI. Upper Savannah Care Services will provide written notification of a breach of your unsecured PHI. You have the right to receive written notification of a breach where your unsecured PHI has been accessed, used, acquired, or disclosed to an unauthorized person as a result of such breach, and the breach compromises the security and privacy of your PHI. Unless specified in writing by you to receive this breach

notification by electronic mail, we will provide this notification by first-class mail or, if necessary, by such other substituted forms of communication allowable under the law.

Obtain a paper copy of the Notice upon request. You may request a copy of this Notice at any time. You may obtain a paper copy at any Upper Savannah Care Services location or by writing to Upper Savannah Care Services, 108 Venture Court, Greenwood, SC 29648, Attention: Privacy Officer.

Request a restriction on certain uses and disclosures of PHI. You have the right to request additional restrictions on Upper Savannah Care Services use or disclosure of PHI about you by completing a Request for Additional Restriction on Use or Disclosure of Protected Health Information form (available at any Upper Savannah Care Services location) and delivering it to the Upper Savannah Care Services location(s) which you believe maintains PHI about you or sending it to Upper Savannah Care Services, 108 Venture Court, Greenwood, SC 29648, Attention: Privacy Officer. Upper Savannah Care Services is not required to agree to additional restrictions that are requested, unless your request is to restrict disclosure of your PHI to a health plan and such disclosure is for payment or health care operations, is not required by law, and the PHI pertains only to an item or service that has been provided in full by you.

Inspect and obtain a copy of PHI. You have the right to access and copy PHI about you that is contained in a designated record set for as long as Upper Savannah Care Services maintains the PHI. The designated record set usually will include treatment, prescription and billing records. To inspect or copy PHI about you, you must complete a Request for Access to Protected Health Information form (available at any Upper Savannah Care Services location) and deliver it to the Upper Savannah Care Services location(s) which you believe maintains PHI about you or send it to Upper Savannah Care Services, 108 Venture Court, Greenwood, SC 29648, Attention: Privacy Officer. Upper Savannah Care Services may charge you a fee for the costs of copying, mailing and supplies that are necessary to fulfill your request. Upper Savannah Care Services may deny your request to inspect and copy in certain limited circumstances. If you are denied access to PHI about you, you may request that the denial be reviewed.

Request an amendment of PHI. If you feel that PHI Upper Savannah Care Services maintains about you is incomplete or not correct, you may request that Upper Savannah Care Services amend it. You may request an amendment for as long as Upper Savannah Care Services maintains the PHI. To request an amendment, you must complete a Request to Amend Protected Health Information form (available at any Upper Savannah Care Services location) and deliver it to the Upper Savannah Care Services location(s) which you believe maintains PHI about you or send it to Upper Savannah Care Services, 108 Venture Court, Greenwood, SC 29648, Attention: Privacy Officer. You must include a reason that supports your request. Upper Savannah Care Services may deny your request for amendment if the PHI:

- Was not created by Upper Savannah Care Services, unless the person or entity that created the PHI is no longer available to make the amendment;
- Is not part of the PHI kept by or for Upper Savannah Care Services;

- Is not part of the PHI which you would be permitted to inspect and copy; **or**
- Is accurate and complete.

If Upper Savannah Care Services denies your request for amendment, you have the right to submit to Upper Savannah Care Services a statement of disagreement with the decision and Upper Savannah Care Services may give a rebuttal to your statement.

Receive an accounting of disclosures of PHI. You have the right to receive an accounting of the disclosures Upper Savannah Care Services is made of PHI about you in the past six years for most purposes other than treatment, payment, or health care operations. The accounting will exclude certain disclosures, such as disclosures made directly to you, disclosures you authorize, disclosures to friends or family members involved in your care, and disclosures for notification purposes. The right to receive an accounting is subject to certain other exceptions, restrictions, and limitations. To request an accounting, you must complete a Request for an Accounting of Disclosures form (available at any Upper Savannah Care Services location) and deliver it to the Upper Savannah Care Services location(s) which you believe maintains PHI about you or send it to Upper Savannah Care Services, 108 Venture Court, Greenwood, SC 29648, Attention: Privacy Officer. Your request must specify the time period but may not be longer than 6 years. The first accounting you request within a 12-month period will be provided free of charge, but you may be charged for the cost of providing additional accountings. Upper Savannah Care Services will notify you of the cost involved and you may choose to withdraw or modify your request at that time. Certain other exceptions may apply for PHI maintained in an electronic health record.

Request communications of PHI by alternative means or at alternative locations. You have the right to request how and where Upper Savannah Care Services contacts you about PHI. For instance, you may request that Upper Savannah Care Services contact you about medical matters only in writing or at a different residence or post office box. To request confidential communication of PHI about you, you must complete a Request for Alternative Communications on Use or Disclosure of Protected Health Information form (available at any Upper Savannah Care Services location) and deliver it to the Upper Savannah Care Services location(s) which you believe maintains PHI about you or send it to Upper Savannah Care Services, 108 Venture Court, Greenwood, SC 29648, Attention: Privacy Officer. Your request must state how or where you would like to be contacted. Upper Savannah Care Services will accommodate all reasonable requests.

II. EXAMPLES OF HOW UPPER SAVANNAH CARE SERVICES MAY USE AND DISCLOSE PHI

- A. The following are descriptions and examples of ways Upper Savannah Care Services may use and disclose PHI without your authorization:

UpperSavannahCareServiceswillusePHIfortreatment. Example: To the extent your PHI is obtained by Upper Savannah Care Services it will be recorded in your file and used to determine the best treatment for you. The health care team will

document your treatment goals, actions taken, and Upper Savannah Care Services observations.

Upper Savannah Care Services will use PHI for payment. Example: Upper Savannah Care Services may bill you or a third-party payor for the cost of services rendered to you and prescription medications dispensed to you. The information on or accompanying the bill may include information that identifies you, your diagnoses, treatments and supplies used.

Upper Savannah Care Services will use PHI for health care operations. Example: Upper Savannah Care Services may use information in your health record to monitor the performance of the health care team providing treatment to you. This information will be used in an effort to continually improve the quality and effectiveness of the health care service provided to you.

- B. Upper Savannah Care Services is likely to use or disclose PHI for the following purposes:

Business Associates. There are some services provided by Upper Savannah Care Services through contracts with business associates. Examples may include archive records storage, software support and maintenance companies, as well as select telecommunications companies assisting in transmission of electronic data for payment/treatment. When these services are contracted for, Upper Savannah Care Services may disclose PHI about you to its business associate, subject to state authorization requirements, so that they can perform the job Upper Savannah Care Services has asked them to do and bill you or your third-party payor for services rendered. To protect PHI about you, Upper Savannah Care Services requires the business associate to appropriately safeguard the PHI.

Communication with individuals involved in your care or payment for your care. Subject to state authorization requirements, Upper Savannah Care Services employees, using their professional judgment, may disclose to a family member, other relative, close personal friend or any person you identify, PHI relevant to that person's involvement in your care or payment related to your care. You have the right to object to such disclosure. Any objection must be communicated in writing to the Privacy Officer.

Health-related communications. Upper Savannah Care Services may contact you to provide information about treatment alternatives or other health-related benefits and services that may be of interest to you.

Food and Drug Administration (FDA). As required by law, Upper Savannah Care Services may disclose to the FDA, or persons under the jurisdiction of the FDA, PHI relative to adverse events with respect to drugs, foods, supplements, products and product defects, or post marketing surveillance information to enable product recalls, repairs, or replacement.

Workers' compensation. Upper Savannah Care Services may disclose PHI about you as authorized by and as necessary to comply with laws relating to workers' compensation or similar programs established by law.

Public health. As required by law, Upper Savannah Care Services may disclose PHI about you to public health or legal authorities charged with preventing or controlling disease, injury, or disability.

Law enforcement. Upper Savannah Care Services may disclose PHI about you for law enforcement purposes as required by law or in response to a valid subpoena or other legal process.

Correctional institution. If you are an inmate of a correctional institution, Upper Savannah Care Services may disclose PHI about you to the institution or its agents that is needed for your health or the health and safety of other individuals.

As required by law. Upper Savannah Care Services must disclose PHI about you when required to do so by law.

Health oversight activities. Upper Savannah Care Services may disclose PHI about you to an oversight agency for activities authorized by law. These oversight activities include audits, investigations, and inspections, as necessary for its licensure and for the government to monitor the health care system, government programs, and compliance with civil rights laws.

Judicial and administrative proceedings. If you are involved in a lawsuit or a dispute, Upper Savannah Care Services may disclose PHI about you in response to a court or administrative order, subject to state authorization requirements where applicable. Upper Savannah Care Services may also disclose PHI about you in response to a subpoena, discovery request, or other lawful process by someone else involved in the dispute, but only if efforts have been made to tell you about the request or to obtain an order protecting the requested PHI and subject to state authorization requirements where applicable.

- C. Upper Savannah Care Services is permitted to use or disclose PHI about you for the following purposes:

Coroners, medical examiners, and funeral directors. To the extent required by law, Upper Savannah Care Services may release PHI about you to a coroner or medical examiner. This may be necessary, for example, to identify a deceased person or determine the cause of death. Upper Savannah Care Services may also disclose PHI to funeral directors consistent with applicable law to carry out their duties.

Organ or tissue procurement organizations. Consistent with applicable law, Upper Savannah Care Services may disclose PHI about you to organ procurement

organizations or other entities engaged in the procurement, banking, or transplantation of organs for the purpose of tissue donation and transplant.

Notification. To the extent permitted by state law, Upper Savannah Care Services may use or disclose PHI about you to notify or assist in notifying a family member, personal representative, or another person responsible for your care, your location, and your general condition.

Correctional institution. If you are or become an inmate of a correctional institution, Upper Savannah Care Services may disclose PHI to the institution or its agents when necessary for your health or the health and safety of others and to the extent required by law.

To avert a serious threat to health or safety. Upper Savannah Care Services may use and disclose PHI about you when necessary to prevent a serious threat to your health and safety or the health and safety of the public or another person.

Military and veterans. If you are a member of the armed forces, Upper Savannah Care Services may release PHI about you as required by military command authorities who are authorized by law to receive such information. Upper Savannah Care Services may also release PHI about foreign military personnel to the appropriate military authority to the extent required by law.

National security and intelligence activities. Upper Savannah Care Services may release PHI about you to authorized federal officials for intelligence, counterintelligence, and other national security activities authorized by law.

Victims of abuse, neglect, or domestic violence. Upper Savannah Care Services may disclose PHI about you to a government authority, such as a social service or protective services agency, if Upper Savannah Care Services reasonably believes you are a victim of abuse, neglect, or domestic violence. Upper Savannah Care Services will only disclose this type of information to the extent required by law, if you agree to the disclosure by written authorization required by state law, or if the disclosure is allowed by law and Upper Savannah Care Services believes it is necessary to prevent serious harm to you or someone else or the law enforcement or public official that is to receive the report represents that it is necessary and will not be used against you.

III. OTHER USES AND DISCLOSURES OF PHI

Upper Savannah Care Services will obtain your written authorization before using or disclosing PHI about you for purposes other than those provided for above or as otherwise permitted or required by law. You may revoke any such authorization in writing at any time. Upon receipt of the written revocation, Upper Savannah Care Services will stop using or disclosing PHI about you, except to the extent that has already taken action in reliance on the authorization. Use of certain types of PHI about you may only be

made with your written authorization, including disclosure of your PHI for marketing purposes, or to sell your PHI.

IV. FOR MORE INFORMATION OR TO REPORT A PROBLEM

If you have questions or would like additional information about Upper Savannah Care Services privacy practices, you may contact Upper Savannah Care Services by calling the Upper Savannah Care Services Privacy Officer at (864) 229-9029 or writing to Upper Savannah Care Services, 108 Venture Court, Greenwood, SC 29648, Attention: Privacy Officer. If you believe your privacy rights have been violated, you can file a complaint in writing with the Upper Savannah Care Services Privacy Officer or with the Secretary of the United States Department of Health and Human Services. There will be no retaliation for filing a complaint.

V. EFFECTIVE DATE

This Notice is effective as of January 29 2015

