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## NOTICE OF PRIVACY PRACTICES

Effective Date: September 23, 2013

**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 that 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:
  1. required for public health purposes
  2. required to help with product recalls
  3. required to report adverse reactions to medications
  4. required by law to report child abuse
  5. 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
  6. required by law in judicial or administrative proceedings or in response to a subpoena
  7. required for law enforcement purposes by a law enforcement official
  8. required for workers' compensation
  9. required by a coroner or medical examiner
  10. permitted by law to a funeral director
  11. permitted by law for organ and tissue donation purposes
  12. permitted by law to avert a serious threat to health or safety
  13. permitted by law and required by military authorities if you are a member of the armed forces of the U.S.

- 14. required for national security, as authorized by law
  - 15. required by correctional institutions or law enforcement officials if you are an inmate or under the custody of a law enforcement official
  - 16. otherwise required or permitted by law.
- Under certain circumstances, we may use and disclose information about you for health research purposes.
  - In addition, we may follow more stringent Michigan Law. For example, minors may seek treatment without parental consent for certain conditions; however, we may notify the parents or guardians of the treatment without the minor's consent.
  - 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.
  - We may contact you by mail or phone **to remind you of appointments** or to provide information about treatment alternatives. Unless you instruct us otherwise, we may leave a message for you on any answering device or with any person who answers the phone.
  - You can make reasonable requests, in writing, for us **to use alternative methods of communicating** with you in a confidential manner. A separate form is available for this purpose.
  - Other uses or disclosures of your medical information not described in this Notice of Privacy Practices will be made only with your written authorization. You have the **right to revoke any written authorization** that you give by providing written notification.

### 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.

### 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 paper or electronic medical information within 30 days of your request (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 within 60 days.
- 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. Such requests must

be in writing. 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. The first list 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.

- All requests must state a time period, which may not be longer than six (6) years from the date of disclosure.
- 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 the **right to choose someone to act for you**. If you have given someone medical power of attorney or if someone is your legal guardian, that person can exercise your rights and make choices about your health information. We will make sure that person has the authority and can act for you before we take any action.
- You have a **right to, or will receive, notifications of breaches** of your unsecured patient health information.
- You have a **right to receive a paper copy of our notice of privacy policies**, even if you agreed to receive the notice electronically. We will provide you with a paper copy promptly.
- 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 on our website and in our office, where copies will be available.
- 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 have the **right to 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.

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

Privacy Officer or Dr. John Boyle, Privacy Director  
Pediatric Care Corner P.C.  
2300 Haggerty Road, Suite 2110  
West Bloomfield, MI 48323  
Phone: 248-926-1411