

Managing a HIPAA Breach from Beginning to End

Dec. 11, 2018 | NJHA Conference and Event Center, 760 Alexander Rd., Princeton, N.J. 08540

Registration | 9 a.m.

Fee | NJHA Member: \$50

Program | 9:30 a.m. – 12 noon

Non-member: \$100

Seminar | EDU 1898

SPACE IS LIMITED

OVERVIEW:

This half-day workshop is intended to provide attendees with detailed and instrumental guidance and tools to assist organizations with evaluating and responding to security incidents and breaches which compromise protected health information (PHI) and personal information (PI). Topics that will be covered included:

☑ **Key Terms under HIPAA and the New Jersey Identity Theft Prevention Act (NJITPA):**

- A detailed review of definitions of breach, security incident, protected health information, de-identified data and personal information.
- Using working examples, discussion on how these definitions materially affect analysis of whether a security incident rises to the level of a legal breach and if notification or other response is required.
- Why it is critical that these terms track legal definitions.

☑ **The HIPAA Breach Risk Assessment**

- “Safe Harbors: Unintentional,” “Inadvertent” and Not “Reasonably Retained.” Overview of the statutory carve-outs which permit a conclusion of “No Breach.”
- Evaluating low probability PHI Compromised. Detailed discussion of HHS’s guidelines on how to evaluate the low probability threshold in a consistent matter. Overview of the four factors critical to this assessment, and how to evaluate the four factors in a consistent manner. A deep dive into”
 - Nature and Extent of Data
 - Nature of Recipient/Unauthorized Individual
 - Determining of PHI was “Acquired” or “Viewed”
 - Mitigation
- Step-by-step work through of example breach cases using Oscislowski LLC’s Low Probability Assessment Tool to apply the four factor test and calculate a “Low Probability Score.” Discussion of how to use the Low Probability Score in final evaluation and determination of whether a breach is reportable.

☑ **Breach Response**

- Calculating breaches of “500 or more” affected individuals.
 - How to respond when BA’s Breach affects PHI of multiple covered entities
 - How to calculate # of individuals affected by *state/jurisdiction* for purposes of media notices.
- Breach notification requirements and other obligations of a covered entity, including:
 - Notice to HHS (immediate vs. annual);
 - Notification to individual (including state law consideration);
 - Notification of media (what is required? And the 500 individuals per/jurisdiction threshold).

☑ **Breach Prevention**

- Security audits and automated technological solutions to identify issues in advance
- Strong and detailed Breach Policies and Procedures
- Workforce acknowledgement and agreement

TARGET AUDIENCE:

Attorneys, trustees, compliance officers, HIPAA Privacy Officers and staff who are a part of the “HIPAA Team”

FACULTY:

Helen Oscislawski, Esq., *Attorney at Oscislawski LLC*

CONTINUING EDUCATION CREDITS:

Continuing Legal Education:

This program has been approved by the Board of Continuing Legal Education of the Supreme Court of New Jersey for **3.0** hours of total CLE credit. Of these, **0** qualify as hours of credit for ethics/professionalism, and **0** qualify as hours of credit toward certification in civil trial law, criminal trial law, workers compensation law and/or matrimonial law.

DISCLOSURE INFORMATION: Full disclosure will be provided at the educational activity.

Managing a HIPAA Breach from Beginning to End

December 11, 2018

AGENDA

- 9 a.m. *Registration & Continental Breakfast*
- 9:30 a.m. **Welcome & Overview**
- 9:35 p.m. **Program Start**
- 10:50 a.m. *Break*
- 11 a.m. *Program Resume*
- 12 noon *Adjournment*

EDU 1898 – Managing a HIPAA Breach
FEES | NJHA Member: \$50

Dec. 11, 2018
Non-member: \$100

Location: NJHA Conference and Event Center
760 Alexander Road, Princeton, NJ 08540
Directions: www.njha.com/directions.aspx

Guarantee your seat now by paying for your registration online with a credit card. **It's secure and easy.**

Click on the following link:
<http://hret-registration.njha.com>

PAYING BY CHECK

Please fax your registration form prior to mailing with your payment.
A copy of the registration must accompany your check in order to allocate your payment properly.

FAX: 609-275-4271

Make check payable to: NJHA

Mail to: NJHA – P.O. Box 828776 – Philadelphia, PA 19182-8776

- For registration inquiries, please contact HRET at: HRETEducation@njha.com or 609-275-4181
- If you have a disability and need special accommodation, please call 609-275-4181
- **In the event of inclement weather, call 609-275-4140 before coming to the conference**

FEES: Member: \$50 Non-member: \$100

REGISTRATION

Name: _____

Designation/Credentials: _____ Job Title: _____

Phone: _____ E-mail: _____

Organization: _____

Organization Address: _____ City, State, Zip: _____

Payment Amount: \$ _____ Check# _____