

NORTH TEXAS HEALTHCARE COMPLIANCE PROFESSIONALS ASSOCIATION

Invites Members and Guests to Our Next Group Luncheon

“Tutoring On OCR’s Latest HIPAA Homework”

Featuring

Cynthia Marcotte Stamer, J.D.

Tuesday, March 18, 2014

11:30 a.m. to 1:00 p.m.

Dallas Ft. Worth Hospital Council Offices

250 Decker Drive, Irving, TX 75062-2706

RSVP [here](#) by Noon on March 17, 2014

Register Early As Space Is Limited

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The North Texas Healthcare Compliance Professionals Association (NTHCPA) invites members and other interested health care compliance professionals to prepare to meet upcoming HIPAA tests by coming for “Tutoring On OCR’s Latest HIPAA Homework” from attorney Cynthia Marcotte Stamer at our next NTHCPA Study Group Luncheon on **Tuesday, March 18, 2014** from 11:30 p.m. to 1:00 p.m.

About the Program

A series of supplemental guidance issued by the Department of Health & Human Services Office of Civil Rights (OCR) in recent weeks is giving health care providers, health plans, health care clearinghouses (Covered Entities) and their business associates even more to do in reviewing and updating their policies, practices and training for handling protected health information (PHI) beyond bringing their policies and practices into line with OCR’s restatement and update to the [Modifications to the HIPAA Privacy, Security, Enforcement, and Breach Notification Rules Under the Health Information Technology for Economic and Clinical Health Act and the Genetic Information Nondiscrimination Act; Other Modifications to the HIPAA Rules; Final Rule](#) (Omnibus Final Rule) OCR published January 25, 2013.

Covered Entities generally have been required to comply with most requirements the Omnibus Final Rule’s restated regulations restating OCR’s regulations implementing the Health Insurance Portability & Accountability Act (HIPAA) Privacy, Security and Breach Notification Rules to reflect HIPAA amendments enacted by the Health Information Technology for Economic and Clinical Health (HITECH) Act since the Omnibus Final Rule took effect on March 26, 2013 and to have updated business associate agreements in place since September 23, 2013. Meanwhile, the Omnibus Final Rule generally has required business associates have updated business associate agreements in place and otherwise to have come into compliance with all of the applicable requirements of the Omnibus Final Rule since September 23, 2013. Although these deadlines are long past, many Covered Entities and business associates have yet to complete the policy, process and training updates required to comply with the modifications implemented in the Omnibus Final Rule.

Even if a Covered Entity or business associate completed the updates required to comply with the Omnibus Final Rule, however, recent supplemental guidance published by OCR means that most organizations now have even more work to do on HIPAA compliance. This includes the following supplemental guidance concerning its interpretation and enforcement of HIPAA against Covered Entities and business associates published by OCR since January 1, 2014 alone:

- HIPAA Privacy Rule and Sharing Information Related to Mental Health published on
- Spanish Language Model Notices of Privacy Practices published on 2/13/14
- CLIA Program and HIPAA Privacy Rule; Patients’ Access to Test Reports published on 2/3/14; and
- Proposed Health Insurance Portability and Accountability Act (HIPAA) Privacy Rule and the National Instant Criminal Background Check System (NICS) published on 1/7/14.
- Beyond this 2014 guidance, Covered Entities and their business associates also should look at enforcement actions and data as well as other guidance OCR issued during 2013 after publishing the Omnibus Final Rule such as:
- HIPAA Privacy Rule: Disclosures for Emergency Preparedness - A Decision Tool
- The HIPAA Privacy Rule and Refill Reminders and Other Communications about a Drug or Biologic Currently Being Prescribed for the Individual
- Health Information of Deceased Individuals
- Student Immunizations; and
- Model Notices of Privacy Practices (English).

With OCR stepping up both audits and enforcement and penalties for violations higher than ever since the HITECH Act amended HIPAA, Covered Entities and business associates should act quickly to review and update their policies, practices and training to implement any adjustments needed to maintain compliance and manage other risks under these ever-evolving HIPAA standards.

When conducting these efforts, Covered Entities and business associates not only carefully watch for and react promptly to new OCR guidance and enforcement actions, but also document their commitment and ongoing compliance and risk management activities to help support their ability to demonstrate their organization maintains the necessary “culture of compliance” commitment needed to mitigate risks in the event of a breach or other HIPAA violation and take well-documented, reasonable steps to encourage their business associates to do the same. When carrying out these activities, most covered entities and business associates also will want to take steps to monitor potential responsibilities and exposures under other federal and state laws like the privacy and data security requirements that often apply to personal financial information, trade secrets or other sensitive data under applicable federal and state laws and judicial precedent.

Scribe for the ABA JCEB Annual Agency Meeting With OCR and a widely published author and popular speaker on HIPAA and other health industry concerns, Ms. Stamer will brief participants on these and other HIPAA developments and lead a discussion of practical challenges and options for managing these and other HIPAA compliance and risk management challenges.

Registration & Meeting Details

The meeting scheduled from 11:30 p.m. to 1:00 p.m. on Tuesday, March 18, 2014 at the offices of the Dallas Ft Worth Hospital Council, 250 Decker Drive, Irving, TX 75062-2706 will feature a complimentary snacks and drinks for those who timely R.S.V.P. Our program will begin at Noon. There is no charge to participate in the meeting. However space is limited and available only on a first come, first serve basis. To ensure your spot and help us to arrange for adequate space and refreshments for this meeting, R.S.V.P. here as soon as possible and no later than Noon on March 17, 2014. Walk in guests will be accommodated on a space-available basis only.

About The Speaker, Cynthia Marcotte Stamer, Esq.

Preparing to lead for the fourth year the ABA JCEB annual agency meeting with the Department of Health & Human Services Office of Civil Rights, attorney, author and health industry leader Cynthia Marcotte Stamer has advised health care providers, health plans, health and other technology, and other clients about privacy and data security, investigations and enforcement, and other compliance, public policy, regulatory, staffing, and other operations and risk management concerns for more than 25 years.

As a key focus of her work, “Cindy” helps clients design, administer and defend HIPAA, FACTA, data breach, identity theft and other risk management, compliance and other privacy, data security, confidential information and other data security, technology and management policies and practices affecting their operations. She also helps clients prevent, investigate and mitigate HIPAA PHI and other data breach hacking, identity theft, data breach, theft of trade secrets, spoofing, industrial espionage, insider and other parties misuse of data or technology and other cybercrime and technology use concerns. A primary author of the Bolivian Social Security privatization law, she also advises and represents these and other private and public organizations, governments and others on legislative and regulatory concerns.

Cindy also is widely recognized for her regulatory and public policy advocacy, publications, and public speaking on privacy and other compliance, risk management concerns. Among others, she is the author of “Privacy & Securities Standards-A Brief Nutshell,” “Privacy Invasions of Medical Care-An Emerging Perspective,” the E-Health Business and Transactional Law Chapter on Other Liability-Tort and Regulatory; “Cybercrime and Identity Theft: Health Information Security Beyond HIPAA;” “Personal Identity Management Legal Demands and Technology Solutions;” “Tailoring A Records Management Plan And Process To Meet Your Legal And Operational Needs;” “Brokers & Insurers Identity Theft and Privacy Perils;” “HR’s Role In Personal Identity Theft & Cyber Crime Prevention;” “Protecting & Using Patient Data In Disease Management Opportunities, Liabilities And Prescriptions;” “Why Your Business Needs A Cybercrime Prevention and Compliance Program;” “Leveraging Your Enterprise Digital Identity Management Investments and Breaking through the Identity Management Buzz;” “When Your Employee’s Private Life Becomes Your Business;” and hundreds of other works. Her insights on privacy, data security, and other matters have appeared in The Wall Street Journal, Business Insurance, the Dallas Morning News, Spencer Publications, and a host of other publications. She speaks and has conducted privacy training for the Association of State & Territorial Health Plans (ASTHO), the Los Angeles Health Department, the American Bar Association, the Health Care Compliance Association, a multitude of health industry, health plan, insurance and financial services, education, employer employee benefit and other clients, trade and professional associations and others.

Board Certified in Labor & Employment Law, Recognized in the International Who’s Who of Professionals; Vice President of the North Texas Health Care Compliance Professionals Association; founder and Executive Director of the Coalition for Responsible Health Policy and Project COPE: The Coalition on Patient Empowerment; Past Chair of the ABA Health Law Section Managed Care & Insurance Section, Past Compliance Chair of the National Kidney Foundation of North Texas Board, and a Fellow in the American College of Employee Benefits Council, the American Bar Association (ABA) and State Bar of Texas, Cindy serves on the Editorial Advisory Board of Insurance Thought Leadership, Employee Benefit News, HR.com, on the leadership of the ABA JCEB Council and several ABA Sections, and in many other professional and civic organizations and educational faculties. For more information about Cindy as your Solutions Lawyer, to conduct training for your organization, or for other information, you may call her at 469.767.8872 or see www.Cynthiastamer.com.

About the NTHCPA

NTHCPA exists to champion ethical practice and compliance standards and to provide the necessary resources for ethics and compliance Professionals and others in North Texas who share these principles. The vision of NTHCPA is to be a pre-eminent compliance and ethics group promoting lasting success and integrity of organizations within North Texas.

Would you or someone you know like to join the NTHCPA, get notice of upcoming meetings or events and network on relevant professional developments with other health care professionals? Stay on top of information about upcoming meetings and share and dialogue with other NTHCPA members about health care compliance challenges and developments by participating in our meetings and events, joining our [North Texas Health Care Compliance Professionals Association LinkedIn Group](#) and checking out the NTHCPA News [here](#). To be added to our invitation list, we also encourage interested persons to make sure we have your current contact information by registering to receive health care updates [here](#) or sending your current contact information including name, title, company, preferred mailing address, e-mail, and telephone number to Vice-President Cynthia Marcotte Stamer [here](#).

Sponsorship and Other Involvement Opportunities

Would you like to show your support for the NTHCPA by sponsoring the luncheon or hosting a social hour? Want to help plan upcoming meetings? Suggest a speaker or topic? Help with the newsletter or website? Serve on the steering committee or get more involved in other ways? Get more information about membership or involvement with the NTHCPA? Send your inquiry by e-mail [here](#).

Please share this invitation with others who might be interested in this topic or other NTHCPA events!

This communication may be considered marketing purposes. If you wish to update your e-mail for purposes of or would prefer not to receive future e-mail concerning meetings or other activities of the North Texas Healthcare Compliance Professionals Association or other marketing and promotional mailings from it, please unsubscribe your profile [here](#) or send an email with the word “unsubscribe” in its subject heading [here](#).