

Care CEUs

HIPAA: Protecting Patients' Rights

1. A fellow health care professional has questions regarding the Privacy Rule. Which of the following points of interest should be expressed to the fellow health care professional?

- A. The Privacy Rule does not apply to health plans.
 - B. The Privacy Rule applies to health plans, however it does not apply to Medicare or Medicaid.
 - C. The Privacy Rule indicates that covered entities may not disclose PHI to individuals who may have contracted or been exposed to a communicable disease when notification is authorized by law.
 - D. The Privacy Rule indicates that covered entities may disclose PHI to individuals who may have contracted or been exposed to a communicable disease when notification is authorized by law.
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2. Which of the following statements is most accurate?

- A. The Privacy Rule indicates that in certain circumstances, covered entities may disclose PHI to appropriate government authorities regarding victims of abuse, neglect, or domestic violence.
 - B. The Privacy Rule indicates that covered entities may not disclose PHI to appropriate government authorities regarding victims of abuse, neglect, or domestic violence.
 - C. The Privacy Rule indicates that covered entities may use or disclose PHI to facilitate the donation and transplantation of cadaveric organs, eyes, and/or tissue only when it pertains to patients over the age of 65.
 - D. The Privacy Rule indicates that covered entities may not use or disclose PHI to facilitate the donation and transplantation of cadaveric organs, eyes, and/or tissue.
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3. The Privacy Rule indicates that a covered entity must make reasonable efforts to use, disclose, and request only the minimum amount of PHI needed to accomplish the intended purpose of the use, disclosure, or request

- A. True
 - B. False
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4. Generally, state laws that are contrary to HIPAA/Security Rule regulations are preempted by the federal requirements, which means that the federal requirements will apply.

- A. True
 - B. False
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5. Which of the following statements regarding the Omnibus Rule is most accurate?

- A. One of the main goals of the Omnibus Rule is to limit patients' rights.
 - B. One of the main goals of the Omnibus Rule is to limit patients' rights regarding emergency surgery.
 - C. The Omnibus Rule does not allow patients to ask for a copy of their electronic medical record in electronic form.
 - D. The Omnibus Rule allows patients to ask for a copy of their electronic medical record in electronic form.
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6. HIPAA regulations prohibit the use of PHI on social media.

- A. True
 - B. False
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7. Which of the following recommendations may help health care professionals ensure they do not violate HIPAA regulations regarding PHI and the use of social media?

- A. Health care professionals may use patient pictures on social media.
 - B. Health care professionals may use patient pictures on social media when the picture is taken in a health care facility and by an individual related to the patient.
 - C. Health care professionals may use patient pictures on social media when the picture is taken in a health care facility but not by an individual related to the patient.
 - D. As a general rule, health care professionals should not use patient pictures on social media.
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8. Which of the following statements regarding HIPAA regulations related to an opioid overdose is most accurate?

- A. HIPAA does not recognize a patient's personal representatives according to state law.
 - B. HIPAA recognizes a patient's personal representatives according to state law when the patient is over the age of 65.
 - C. Generally, HIPAA provides a patient's personal representative the right to request and obtain any information about the patient that the patient could obtain.
 - D. HIPAA does not provide a patient's personal representative the right to request and obtain any information about the patient that the patient could obtain.
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9. A fellow health care professional has questions regarding HIPAA regulations related to an opioid overdose. Which of the following points of interest should be expressed to the fellow health care professional?

- A. Health care professionals should never share health-related information with a patient's family during an opioid overdose.
- B. HIPAA regulations indicate that health care professionals do not have a broad ability to share health-related information with patients' family members during certain crisis situations.
- C. A health care professional may inform/potentially provide health-related information to individuals in a position to prevent or lessen a serious and imminent threat to a patient's health or safety.

D. Health care professionals should always follow state laws that relate to certain crisis situations like an opioid overdose.

10. Which of the following statements regarding 42 CFR Part 2 is most accurate?

- A. 42 CFR Part 2 indicates that health care professionals may acknowledge that a person is a patient in a substance use program.
 - B. 42 CFR Part 2 indicates that health care professionals may acknowledge that a person is a patient in a substance use program when the patient is under the age of 25.
 - C. 42 CFR Part 2 indicates that health care professionals may acknowledge that a person is a patient in a substance use program when the patient is over the age of 25.
 - D. 42 CFR Part 2 indicates that health care professionals may not acknowledge that a person is a patient in a substance use program.
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