

HIPAA COMPLIANCE AFTER THE HITECH ACT

Please select a date and location:

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 SILVER SPRING - November 14
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HIPAA Compliance after the HITECH Act #3709

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HIPAA COMPLIANCE
after the HITECH Act:
Including Final Privacy and
Security Rules and Medical Records

The new HITECH Act has dramatically increased HIPAA compliance requirements. Do not miss this seminar! And bring all of your business associates because HIPAA now applies to all business associates, too!

- ◆ Compliance with the Health Insurance Portability and Accountability Act (HIPAA) and the final DHHS Privacy and Security Rules
- ◆ Compliance and enforcement changes caused by the HITECH Act, including the addition of all business associates
- ◆ Complete coverage of electronic health records and confidentiality laws

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Alexandria, VA - November 13

Silver Spring, MD - November 14

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Baltimore, MD - November 16

Continuing education available for Nurses, Alcoholism and Drug Abuse Counselors, Marriage and Family Therapists, Medical Assistants, Speech-Language Pathologists, Psychologists, Healthcare Executives, Medical Records Personnel, Physical Therapists, Social Workers, Coders, Pharmacists, Pharmacy Technicians, Occupational Therapists, Dentists and NHAs.

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HIPAA Compliance after the HITECH Act:

Including Final Privacy and Security Rules and Medical Records

HIPAA after the HITECH Act

For all health care organizations, managers, and key personnel of both covered entities and now also business associates, medical records confidentiality has become a critically important management issue. With HIPAA, the final DHHS privacy and security regulations, and now the HITECH Act, the responsibility for increased security and sensitivity in the maintenance and transmission of health information will be monumentally greater. And now, the new HITECH Act dramatically increases penalties for failure to do so and makes the law apply to business associates, as well.

In this seminar, the existing federal and state laws involving electronic health record confidentiality, privacy, and security, coupled with the new laws, are thoroughly explained by a nationally recognized electronic health records, privacy, and security law expert. Participants will receive practical legal guidance on drafting policies and procedures, as well as a complete compliance manual as the course materials.

Course Director

JONATHAN P. TOMES, J.D., is a health care attorney practicing in the greater Kansas City area as a partner in the law firm of Tomes & Dvorak. He has served as an Associate Professor of Law with the IIT Chicago-Kent College of Law and as a military judge in the U.S. Army Judge Advocate General's Corps. Before becoming a military lawyer, Mr. Tomes learned about security systems in the Military Intelligence branch of the Army. He is the author of more than 40 books including, most recently; *The Compliance Guide to HIPAA and the DHHS Regulations (4th edition forthcoming)*, Veterans Press; *Electronic Health Records: A Practical Compliance Guide*, Veterans Press; and *Compliance Guide to Electronic Health Records*, Faulkner & Gray. Additionally, he has published articles in such professional journals as *Journal of Health Care Compliance*, *CCH Health Care Compliance Letter*, *Journal of Healthcare Finance*, and *Healthcare Data Management*.

Recently, he has been an expert witness in litigation involving health information compliance issues. Mr. Tomes is a member of the bar of the U.S. Supreme Court, the federal 7th Circuit, 8th Circuit, and 10th Circuit Courts of Appeal, and Illinois, Missouri, Kansas, and Oklahoma, including their respective federal courts. He is also the President of EMR Legal, Inc., a national HIPAA consulting firm, and, as such, is uniquely qualified to teach how to comply with HIPAA, the regulations implementing it, and the changes that the New Stimulus Package requires regarding HIPAA. His knowledge of the law and of the practical aspects of setting up a security system provides a rare opportunity for medical records veterans and novices alike.

RICHARD D. DVORAK, J.D., is a partner in the law firm of Tomes & Dvorak, vice-president of EMR Legal, Inc., and an experienced instructor on the topics of HIPAA and business law. He is a member of the bar of the U.S. Supreme Court, the federal 7th Circuit, 8th Circuit, and 10th Circuit Courts of Appeal, and Illinois, Missouri, and Kansas, including their respective federal courts. Mr. Dvorak offers courtroom experience in the areas important to the HIPAA-required risk analysis, from discovery of peer review materials to medical malpractice, combined with in-depth computer technology expertise. His experience also includes performing gap and risk analyses for various types of medical facilities. His practical and straightforward approach to this difficult subject makes this program a very understandable presentation to the medical records novice or the expert.

*One or both speakers will be presenting each seminar date.

Who Should Attend

All professionals and key personnel with access to patient information in any setting, including:

- Business and Office Managers
- Administrators
- Medical Assistants
- Financial and Accounting Personnel
- Social Workers
- Psychologists
- Marriage and Family Therapists
- Counselors
- Health Care Consultants
- Health Care Attorneys
- Nurses
- Dentists
- Pharmacists
- Pharmacy Technicians
- Hospitals
- Nursing Homes
- Medical Records Personnel
- Medical Practices
- Home Health
- Hospice
- Therapy and Rehab
- Rest Homes
- Laboratories
- Substance Abuse Centers
- Insurance Professionals
- Billing Services
- Application Service Providers
- Managed Care
- Dental Offices
- Medical Equipment Providers
- Assisted Living Facilities
- Ambulatory Surgery Centers
- Business Associates

What You Will Learn

- ◆ Discuss how the new HITECH Act changes HIPAA compliance
- ◆ Ascertain how HIPAA now after the HITECH Act applies to business associates
- ◆ Explain how civil money penalties and criminal penalties have increased and how the federal government has stepped up enforcement efforts
- ◆ Outline the requirements of the DHHS final Security Rule
- ◆ Examine the current status of the Privacy Rule, including what requirements must be met and current problem areas with suggested solutions
- ◆ Discuss how to perform a HIPAA compliant risk analysis with case study
- ◆ Determine how to answer questions relating to HIPAA
- ◆ Assess how to make a proper disclosure (in a class exercise)

Confirmations & Cancellations

Confirmations of registration are sent via email within three days of receipt in our office. Add customerservice@crosscountryeducation.com to your email address book to ensure delivery. **If you have not received a confirmation, you may call our office at 800-397-0180 or 615-331-4422 to verify registration.** Cancellations received at least five working days before the event are refundable less a \$20 administrative charge per registrant. There is no refund for cancellations received later; however, a credit will be issued toward a future event or product order. Please note that if you register and do not attend, you are still liable for full payment. Substitutions may be made at any time. The expense of continuing education, when taken to maintain and improve professional skills, may be tax deductible. Please contact your accountant for complete details.

Disclaimer: Any opinions, findings, recommendations or conclusions expressed by the author(s) or speaker(s) do not necessarily reflect the views of Cross Country Education. Cross Country Education reserves the right to substitute a qualified instructor due to unforeseen circumstances.

Registrants will not receive a certificate until payment has been received and course has been successfully completed. If payment is not received ten (10) days prior to the seminar, the certificate may not be present at the seminar. If your payment is returned marked NSF it will be represented electronically and a processing fee will be charged as allowed by law.

Audio Products

Audio products include a comprehensive CD recording (audiotape available on request) and companion course manual. If you are registered to attend this seminar, you may order a set of tapes/CDs at a reduced fee. Pricing can be found on the registration form, along with shipping and handling. All pricing given in US currency; please call for international rates. You can order online at our website, by faxing or mailing the registration form on this brochure, or by calling 800-397-0180 or 615-331-4422. All material is under copyright; any duplication is unauthorized without written consent from Cross Country Education. Products in stock will typically ship within 5-7 business days. Call for availability.

COURSE CONTENT

HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT OF 1996 (HIPAA)

- ◆ Purpose of HIPAA
- ◆ Purpose of the HITECH Act changes
- ◆ How patient concerns with health information affect HIPAA
- ◆ Overview of HIPAA's requirements
- ◆ HITECH Act changes to HIPAA
- ◆ Criminal enforcement of HIPAA: convictions to date and management and business associate criminal liability
- ◆ Civil enforcement of HIPAA: OIG audits, increased civil penalties, new federal lawsuits under the HITECH Act

THE DEPARTMENT OF HEALTH & HUMAN SERVICES (DHHS) REGULATIONS ON THE PRIVACY OF INDIVIDUAL HEALTH INFORMATION

- ◆ General requirements
- ◆ Administrative safeguards
- ◆ Physical safeguards
- ◆ Technical safeguards
- ◆ Documentation requirements

RISK ANALYSIS

- ◆ Requirement for
- ◆ Methodology
- ◆ Case study

CLASS EXERCISE: MAKING A PROPER DISCLOSURE UNDER A RELEASE OF INFORMATION STANDARD

Dates & Locations

ALEXANDRIA - November 13, 2012

Holiday Inn Eisenhower Metro
2460 Eisenhower Ave, Alexandria, VA 22314 703-960-3400

SILVER SPRING - November 14, 2012

Hilton Garden Inn Washington DC/Greenbelt
7810 Walker Dr, Greenbelt, MD 20770 301-474-7400

HAGERSTOWN - November 15, 2012

Hager Hall Conference and Event Center
901 Dual Hwy, Hagerstown, MD 21740 301-797-9004

BALTIMORE - November 16, 2012

Hilton Garden Inn Baltimore/White Marsh
5015 Campbell Blvd, Baltimore, MD 21236 410-427-0600

Course Hours

Registration begins at 7:30 a.m. The seminar **begins at 8:00 a.m.** and **concludes at 3:30 p.m.** Coffee/hot tea provided in a.m. One-hour break for lunch on your own. For late arrivals or early departures, please see amended certificate information under Continuing Education Credit.

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Continuing Education Credit

Nurses: Cross Country Education, LLC is accredited as a provider of continuing nursing education by the American Nurses Credentialing Center's Commission on Accreditation. This course is offered for 6 contact hours.

Cross Country Education is an approved provider with the Iowa Board Of Nursing, approved provider #328. This course is offered for 7.2 contact hours. Cross Country Education is approved by the California Board of Registered Nursing, Provider #CEP 13345, for 7.2 contact hours. Cross Country Education is an approved provider by the Florida Board of Nursing, provider #50-466. This course is offered for 6.0 contact hours.

Social Workers: Cross Country Education provider #1005, is approved as a provider for social work continuing education by the Association of Social Work License Boards (ASWB), through the Approved Continuing Education (ACE) program (an approved provider since 1999, approved through 1-27-15). Cross Country Education maintains responsibility for the program. Social workers will receive 6 continuing education clock hours for participating in this course. Licensed social workers should contact their individual state jurisdiction to review the current continuing education requirements for licensure renewal. Visit ASWB's website at www.aswb.org for more information.

Counselors: Cross Country Education is an NBCC Approved Continuing Education Provider (ACEP™) and may offer NBCC approved clock hours for events that meet NBCC requirements. (NBCC Provider #5904) The ACEP solely is responsible for all aspects of the program. Six (6) contact (clock) hours are being awarded for completion of this program.

Marriage and Family Therapists: This educational offering qualifies for 6 continuing education hours as required by many national, state and local licensing boards and professional organizations. Save your course outline and certificate of completion, and contact your own board or organization for specific filing requirements.

Speech-Language Pathologists and Audiologists:



Cross Country Education, LLC is approved by the Continuing Education Board of the American Speech-Language-Hearing Association (ASHA) to provide continuing education activities in speech-language pathology and audiology. See course information for number of ASHA CEUs, instructional level and content area. ASHA CE Provider approval does not imply endorsement of course content, specific products or clinical procedures.

This course is offered for up to .6 ASHA CEUs (Intermediate level; Related area).

Coders: This program has the prior approval of the American Academy of Professional Coders (AAPC) for 6 continuing education hours. Granting of prior approval in no way constitutes endorsement by the AAPC of the program content or the program sponsor. AAPC approval good thru 07/31/2013.



Psychologists: Cross Country Education is approved by the American Psychological Association to sponsor continuing education for psychologists. Cross Country Education maintains responsibility for this program and its content. This program offers 6 CE credits for psychologists. Full attendance is required to receive credit for psychologist, variable credit for partial attendance may not be awarded based on the APA guidelines.

NHAs: Cross Country Education is a Certified Sponsor of professional continuing education with the National Association of Long Term Care Administrator Boards (NAB) and has approved this program for the number of clock hours listed under their sponsor agreement with NAB/NCERS. State licensure boards, however, have final authority on the acceptance of individual courses.

Medical Records Personnel: This program has been approved for 6 continuing education credits for use in fulfilling the continuing education requirements of the American Health Information Management Association (AHIMA). Granting prior approval from AHIMA does not constitute endorsement of the program content or its Program Sponsor.



Medical Assistants: This program has been granted prior approval by the American Association of Medical Assistants (AAMA) for 6 Continuing Education Units. Granting Approval in no way constitutes endorsement by the AAMA of the program content or the program's sponsor.

Alcoholism and Drug Abuse Counselors: Cross Country Education is an approved provider by NAADAC Approved Education Provider Program (Provider #369). This course is offered for 6 contact hours.



Pharmacists and Pharmacy Technicians: Cross Country Education, LLC is accredited by the Accreditation Council for Pharmacy Education as a provider of continuing pharmacy education. ACPE Universal Activity Number 0491-0000-10-004-L03-P/T, Knowledge-Based. This seminar is offered for 6 ACPE contact hours. Statements of Continuing Pharmacy Education Credit will be mailed within 4 weeks following the program. Full attendance is required to receive 6 ACPE contact hours and upon completion of the Seminar Evaluation Form, in the event of late arrival and/or early departure, amended certificates and Statements of Credit indicating the actual number of credit hours earned will be provided upon calling Cross Country Education.



Healthcare Executives: Cross Country Education is authorized to award 6 hours of pre-approved Category II (non-ACHE) continuing education credit for this program toward advancement, or recertification in the American College of Healthcare Executives. Participants in this program wishing to have the continuing education hours applied toward Category II credit should indicate their attendance when submitting application to the American College of Healthcare Executives for advancement or recertification.



Dentists: Cross Country Education is designated as an Approved PACE Program Provider by the Academy of General Dentistry. The formal continuing education programs of this program provider are accepted by AGD for Fellowship, Mastership and membership maintenance credit. Approval does not imply acceptance by a state or provincial board of dentistry or AGD endorsement. The current term of approval extends from 10/1/2011 to 9/30/2015. It is offered for 6 credit hours. Provider ID# 217543.

Occupational Therapists, Occupational Therapy Assistants: Cross Country Education is an AOTA Approved Provider of continuing education. This course is offered for .6 AOTA CEUs. The assignment of AOTA CEUs does not imply endorsement of specific course content, products, or clinical procedures by AOTA. AOTA Educational level Introductory, Category 3: Professional Issues.



Physical Therapists: This program has been approved by the West Virginia Board of Physical Therapy for 6 Continuing Education hours (Approval #CCE-R12-18). Approval of this course does not necessarily imply that the WV Board of Physical Therapy supports the views of the presenter or sponsor. This program has been approved for 6 continuing education credits by the District of Columbia Board of Physical Therapy for Physical Therapists. This course has been approved by the Maryland State Board of Physical Therapy Examiners for 0.6 CEUs. You will be issued a CEU certificate upon completion of the course. A record of CEUs earned will be retained by the sponsor. The Maryland Board of Physical Therapy does not award CEUs for fractions of an hour per COMAR 10.38.08.02(B)(2)(ii). This program has been approved by the Pennsylvania State Board of Physical Therapy for a total of 6 contact hours of which 0 hours have been approved for Direct Access. PA Board Approval #PTCE001714.

Other professions: This educational offering qualifies for 6 continuing education hours as required by many national, state and local licensing boards and professional organizations. Save your course outline and certificate of completion, and contact your own board or organization for specific filing requirements.

All professionals: In order to process continuing education, please bring the appropriate license/certification number to the seminar.

Amended certificates: Please note that the credit hours listed above are offered by Cross Country Education and/or boards/associations for a full day's attendance. In the event of late arrival and/or early departure, amended certificates indicating the actual number of credit hours earned will be provided upon calling Cross Country Education.

ADA: If you require ADA accommodations, please contact Cross Country Education at least two weeks before the seminar date or prior to purchasing any online or distance learning products so that arrangements can be made.