

OPEN  DOOR
THERAPY

Jennifer C. Franklin, PhD, MACP
Licensed Psychologist
(CA: PSY 20709 / NC: 4137)
1318 Broad Street, Durham, NC 27705
drfranklin@opendoorthrapy.com
310.849.9955

**Your Information. Your Rights. My Responsibilities.
As mandated by
The Health Information Portability and Accountability Act (HIPAA)**

Your Rights

You have the right to:

- Get a copy of your paper or electronic medical record.
- Correct your paper or electronic medical record.
- Request confidential communication.
- Ask us to limit the information I share.
- Get a list of those with whom I've shared your information.
- Get a copy of this privacy notice.
- Choose someone to act for you.
- File a complaint if you believe your privacy rights have been violated.

See page 2 for more information on these rights and how to exercise them.

Your Choices

You have some choices in the way that I use and share information as I:

- Tell family and friends about your condition.
- Provide disaster relief.
- Include you in a hospital directory.
- Provide mental health care.
- Market my services and sell your information.
- Raise funds.

See page 3 for more information on these choices and how to exercise them.

My Uses and Disclosures

I may use and share your information as I:

- Treat you.
- Run my organization.
- Bill for your services.
- Help with public health and safety issues.
- Do research.
- Comply with the law.
- Respond to organ and tissue donation requests.
- Work with a medical examiner or funeral director.
- Address workers' compensation, law enforcement, and other government requests.
- Respond to lawsuits and legal actions.

See page 3 for more information on these uses and disclosures.

Your Rights

When it comes to your health information, you have certain rights. This section explains your rights and some of our responsibilities to help you.

Get an electronic or paper copy of your medical record.

- You can ask to see or get an electronic or paper copy of your medical record and other health information I have about you. Ask me how to do this.
- I will provide you with a copy or a summary of your health information, usually within 30 days of your request. I may charge a reasonable cost-based fee.

Ask me to correct your medical record.

- You can ask me to correct health information about you that you think is incorrect or incomplete. Ask me how to do this.
- I may say “no” to your request but will tell you why in writing within 60 days.

Request confidential communications.

- You can ask me to contact you in a specific way (for example, home or office phone) or to send mail to a different address.
- I will say “yes” to all reasonable requests.

Ask me to limit what I use or share.

- You can ask me **not** to use or share certain health information for treatment, payment, or my operations. I am not required to agree to your request, and I may say “no” if it would affect your care.
- If you pay for a service or health care item out-of-pocket in full, you can ask me not to share that information for the purpose of payment or our operations with your health insurer. I will say “yes” unless a law requires me to share that information.

Get a list of those with whom I’ve shared information.

- You can ask for a list (accounting) of the times I’ve shared your health information for six years prior to the date you ask, who I’ve shared it with, and why.
- I will include all of the disclosures except for those about treatment, payment, and health care operations, and certain other disclosures (such as any you asked me to make). I’ll provide one accounting a year for free but will charge a reasonable cost-based fee if you ask for another one within 12 months.

Get a copy of this privacy notice.

- You can ask for a paper copy of this notice at any time, even if you have agreed to receive the notice electronically. I will provide you with a paper copy promptly.

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.
- I will make sure the person has this authority and can act for you before I take any action.

File a complaint if you feel your rights are violated.

- You can complain if you feel I have violated your rights by contacting me using the information on page 1.
- You can file a complaint with the U.S. Department of Health and Human Services Office for Civil Rights by sending a letter to 200 Independence Avenue, S.W., Washington, D.C. 20201, calling 1-877-696-6775, or visiting www.hhs.gov/ocr/privacy/hipaa/complaints/.
- I will not retaliate against you for filing a complaint.

Your Choices

For certain health information, you can tell me your choices about what I share. If you have a clear preference for how I share your information in the situations described below, talk to me. Tell me what you want me to do, and I will follow your instructions.

In these cases, you have both the right and choice to tell me to:

- Share information with your family, close friends, or others involved in your care.
- Share information in a disaster relief situation.
- Include your information in a hospital directory.

If you are not able to tell me your preference, for example if you are unconscious, I may go ahead and share your information if I believe it is in your best interest. I may also share your information when needed to lessen a serious and imminent threat to health or safety.

In these cases I *never* share your information unless you give me written permission:

- Marketing purposes
- Sale of your information
- Most sharing of psychotherapy notes.

Our Uses and Disclosures

How do I typically use or share your health information? I typically use or share your health information in the following ways.

Treat you

- I can use your health information and share it with other professionals who are treating you.
- Example: A doctor treating you for an injury asks another doctor about your overall health condition.

Run my organization

- I can use and share your health information to run my practice, improve your care, and contact you when necessary.
- Example: I use health information about you to manage your treatment and services.

Bill for your services

- I can use and share your health information to bill and get payment from health plans or other entities.
- Example: I give information about you to your health insurance plan so it will pay for your therapy.

How else can I use or share your health information?

I'm allowed or required to share your information in other ways—usually in ways that contribute to the public good, such as public health and research. I have to meet many conditions in the law before I can share your information for these purposes. For more information see www.hhs.gov/ocr/privacy/hipaa/understanding/consumers/index.html.

Help with public health and safety issues.

- I can share health information about you for certain situation such as preventing disease; helping with product recalls; reporting adverse reactions to medications; reporting suspected abuse, neglect, or domestic violence; or preventing or reducing a serious threat to anyone's health or safety.

Do research.

- I can use or share your information for health research.

Comply with the law.

- I will share information about you if state or federal laws require it, including with the Department of Health and Human Services if it wants to see that we're complying with federal privacy law.

Respond to organ and tissue donation requests.

- I can share health information about you with organ procurement organizations.

Work with a medical examiner or funeral director.

- I can share health information with a coroner, medical examiner, or funeral director when an individual dies.

Address workers' compensation, law enforcement, and other government requests.

- I can use or share health information about you for workers' compensation claims; for law enforcement purposes or with a law enforcement official; with health oversight agencies for activities authorized by law; or for special government functions such as military, national security, and presidential protective services.

Respond to lawsuits and legal actions.

- I can share health information about you in response to a court or administrative order or in response to a subpoena.

My Responsibilities

- I am required by law to maintain the privacy and security of your protected health information.
- I will let you know promptly if a breach occurs that may have compromised the privacy or security of your information.
- I must follow the duties and privacy practices described in this notice and give you a copy of it.
- I will not use or share your information other than as described here unless you tell me I can in writing. If you tell us I can, you may change your mind at any time. Please let me know in writing if you change your mind.

For more information go to www.hhs.gov/ocr/privacy/hipaa/understanding/consumers/noticepp.html.

Changes to the Terms of this Notice

I can change the terms of this notice, and the changes will apply to all information I have about you. The new notice will be available upon request, in my office, and on my website.

This notice of privacy practices applies to Open Door Therapy, the private practice of licensed psychologist Jennifer C. Franklin, Ph.D. This notice is effective as of September 23, 2013.

Additional Notice Regarding Disclosures Affecting Your Privacy and Confidentiality

The laws and ethics I'm bound to uphold as your psychologist ensure that your confidentiality and privacy are maintained. I do not market or sell your personal information. Except, as mentioned in my consent form, under any of the four circumstances which may compel me to disclose certain information about you, I will not share any information with anybody outside of the course of usual operations such as billing and payment without your express written permission. If you or I believe it is in the best interest of your care for me to speak with another health provider, a relative, or anybody else, you will need to sign a release form to allow me to do so. In all circumstances of sharing information about you, I will only share about you as little as I possibly can in order to satisfy whatever requirements I'm expected to meet.