

## NOTICE OF PRIVACY PRACTICES FOR: VALLEY ORTHOPAEDIC SPECIALISTS

*If you have any questions about this Notice, please contact our Privacy Officer at the number listed at the end of this Notice.*

### **THIS NOTICE DESCRIBES HOW MEDICAL INFORMATION ABOUT YOU MAY BE USED AND DISCLOSED AND HOW YOU CAN GET ACCESS TO THIS INFORMATION. PLEASE REVIEW IT CAREFULLY.**

We understand the importance of privacy, and are committed to maintaining the confidentiality of your medical information. We make record of the medical care we provide, and may receive such records from others. We use these records to provide or enable other health care providers to provide quality medical care, to obtain payment for services provided to you as allowed by your health plan and to enable us to meet our professional and legal obligations to operate this medical practice properly. We are required by law to maintain the privacy of protected health information and to provide individuals with notice of our legal duties and privacy practices with respect to protected health information. This notice describes how we may use and disclose your medical information. It also described your rights and our legal obligations with respect to your medical information. If you have any questions about this Notice, please contact our Privacy Officer listed above.

#### **A. How this Medical Practice May Use or Disclose Your Health Information**

This law permits us to use or disclose your health information for the following purposes:

1. **Treatment.** We may use medical information about you to provide your medical care. We disclose medical information to our employees and others who are involved in providing the care you need. For example, we may share your medical information with other physicians or other health care providers who will provide services, which we do not provide. We may also share this information with a pharmacist who needs it to dispense a prescription to you, or a laboratory that performs a test.
2. **Payment.** We may use and disclose medical information about you to obtain payment for the services we provide. For example, we may give your health plan the information it requires before it will pay us. We may also disclose information to other health care providers to assist them in obtaining payment for services they have provided to you.
3. **Health Care Operations.** We may use and disclose medical information about you to operate this medical practice. For example, we may use and disclose this information to review and improve the quality of care we provide, or the competence and qualifications of our professional staff. We may also use and disclose this information to request that your health plan authorize services or referrals. We may also use and disclose this information as necessary for medical reviews, legal services and audits, including fraud and abuse detection and compliance programs and business planning and management. We may also share your information with other health care providers, a health care clearinghouse or health plans that have a relationship with you when they request this information, to help them with their quality assessment and improvement activities, their efforts to improve health or reduce health care costs, their review of compliance, qualifications and performance of health care professionals, their training programs, their accreditation, certification or licensing activities, or their health care fraud and abuse detection and compliance efforts.
4. **Business Associates.** We may share your medical information with our "business associates", such as our billing service that performs administrative services for us. We have a written contract with each of these business associates that contains terms requiring them to protect the confidentiality of your medical information.
5. **Appointment Reminders.** We may use and disclose medical information to contact and remind you about appointments. If you are not home, we may leave this information with the person answering the phone or on your answering machine. We may send this information to you via a postcard.
6. **Sign in sheet.** We may ask you to sign in when you arrive at our office. We may also call out your name when we are ready to see you.
7. **Future Communications:** Communications may be made via newsletters, mailings or other means regarding treatment options, information on health-related benefits or services; to remind you that you have an appointment for medical care; or other community based initiatives or activities in which our facility is participating. If you are not interested in receiving these materials, please contact our Privacy Officer.
8. **Notification and communication with family.** We may disclose your health information to a family member or a close friend or other person you identify where relevant to that person's involvement in your care or payment for your care. We may disclose your health information to notify or assist in notifying a family member, your personal representative or another person responsible for your care about your location, your general condition or in the event of your death. In the event of a disaster, we may disclose information to a relief organization so that they may coordinate these notification efforts. If you are able and available to agree or object, we will give you the opportunity to object prior

**Gerald F. Cambria, M.D.** General Orthopaedics & Sports Medicine, Orthopaedic Surgery

**Gary R. Richo, M.D., Ph.D.** General Orthopaedics & Sports Medicine, Foot and Ankle Surgery

**Ignatius Komninakas, M.D.** General Orthopaedics & Sports Medicine, Total Joint Reconstruction

**Scott Waller, M.D.** General Orthopaedics & Sports Medicine, Orthopaedic Surgery

**Mark Blechner, M.D.** General Orthopaedics & Sports Medicine, Spine Surgery

**Sean Muldoon, PA-C.** General Orthopaedics & Sports Medicine

**Tamer Ghaly, MD.** Interventional Pain Management

to making these disclosures, although we may disclose this information in a disaster even over your objection if we believe it is necessary to respond to the emergency circumstances. If you are unable or unavailable to agree or object, our health professionals will use their best judgment in communication with your family and others.

9. **Marketing.** We may contact you to give you information about products or services related to your treatment, case management or care coordination, or to direct or recommend other treatments or health-related benefits and services that may be of interest to you. We will not use or disclose your medical information for marketing purposes without your written authorization.
10. **Required by law.** As required by law, we will use and disclose your health information, but we will limit our use or disclose to the relevant requirements of the law. When the law requires us to report abuse, neglect or domestic violence, or respond to judicial or administrative proceedings, or to law enforcement officials, we will further comply with the requirement set forth below concerning those activities.
11. **Public health.** We may, and are sometimes required by law to disclose your health information to public health authorities for purposes related to: preventing or controlling disease, injury or disability; reporting child, elder or dependent adult abuse or neglect; reporting domestic violence; reporting to the Food and Drug Administration problems with products and reactions to medications; and reporting disease of infection exposure. When we report suspected elder or dependent adult abuse or domestic violence, we will inform you or your personal representative promptly unless in our best professional judgment, we believe the notification would place you at risk of serious harm or would require informing a personal representative we believe is responsible for the abuse or harm.
12. **Health oversight activities.** We may, and are sometimes required by law to disclose your health information to health oversight agencies during the course of audits, investigations, inspections, licensure and other proceedings.
13. **Judicial and administrative proceedings.** We may, and are sometimes required by law to disclose your health information in the course of any administrative or judicial proceeding to the extent expressly authorized by a court or administrative order. We may also disclose information about you in a response to a subpoena, discovery request or other lawful process if reasonable efforts have been made to notify you of the request and you have not objected, or if your objections have been resolved by a court or administrative order.
14. **Law enforcement.** We may, and are sometimes required by law, to disclose your health information to a law enforcement official for purposes such as identifying or locating a suspect, fugitive, material witness or missing person, complying with a court order, warrant, grand jury subpoena and other law enforcement purposes.
15. **Coroners.** We may, and are often required by law, to disclose your health information to coroners in connection with their investigation of deaths.
16. **Organ of tissue donation.** We may disclose your health information to organizations involved in procuring, banking or transplanting organs and tissues.
17. **To avert a serious threat to health or safety.** We may, and are sometimes required by law, to disclose your health information to appropriate persons in order to prevent or lessen a serious and imminent threat to the health or safety of a particular person or the general public.
18. **Specialized government functions.** We may disclose your health information for military or national security purposes or to correctional institutions or law enforcement officers that have you in their lawful custody.
19. **Worker's Compensation.** We may disclose your health information as necessary to comply with worker's compensation laws. For example, to the extent your care is covered by worker's compensation, we will make periodic reports to your employer about your condition. We are also required by law to report cases of occupational injury or occupational illness to the employer or worker's compensation insurer.
20. **Change of Ownership.** In the event that this medical practice is sold or merged with another organization, your health information/record may be transferred to the new owner, although you will maintain the right to request that copies of your health information be transferred to another physician or medical group.
21. **Research.** We may disclose your health information to researchers conducting research with respect to which your written authorization is not required as approved by an Institutional Review Board or privacy board, in compliance with governing law.
22. **National Security and Intelligence.** We may release medical information about you to authorized federal officials for intelligence, counterintelligence, other national security activities authorized by law, and Protective Services for the President and other authorized persons or foreign heads of state.

**B. When This Medical Practice May Not Use or Disclose Your Health Information**

Except as described in this Notice of Privacy Practices, this medical practice will not use or disclose health information, which identifies you without your written authorization. If you do not authorize this medical practice to use or disclose your health information for another purpose, you may revoke your authorization in writing at any time, except to the extent that we have already taken action in reliance on the authorization.

**C. Your Health Information Rights**

1. Right to Request Special Privacy Protections. You have the right to request restrictions on certain uses and disclosures of your health information, by submitting a written request specifying what information you want to limit and what limitations on our use or disclosure of that information you wish to have imposed. We reserve the right to accept or reject your request, and will notify you of our decision.
2. Right to Request Confidential Communications. You have the right to request that you receive your health information in a specific way or at a specific location. For example, you may ask that we send information to a particular e-mail account or to your work address. We will comply with all reasonable requests submitted in writing which specify how or where you wish to receive these communications.
3. Right to Inspect and Copy. You have the right to inspect and copy your health information, with limited exceptions. To access your medical information, you must submit a written request detailing what information you want access to and whether you want to inspect it or get a copy of it. We will charge a reasonable fee, as allowed by Connecticut law. We may deny your request under limited circumstances.
4. Right to Amend or Supplement. You have a right to request that we amend your health information that you believe is incorrect or incomplete. You must make a request to amend in writing, and include the reasons you believe the information is inaccurate or incomplete. We are not required to change your health information, and will provide you with information about this medical practice's denial and how you can disagree with the denial. We may deny your request if we do not have the information, if we did not create the information (unless the person or entity that created the information is no longer available to make the amendment), if you would not be permitted to inspect or copy the information at issue, or if the information is accurate and complete as is. Your letter of disagreement will be attached to your medical record.
5. Right to an Accounting of Disclosures. You have a right to receive an accounting of disclosures of your health information made by this medical practice, except that this medical practice does not have to account for the disclosures provided to you or pursuant to your written authorization, or as described in paragraphs 1 (treatment), 2 (payment), 3 (health care operation), 7 (notification and communication with family), and 17 (certain government functions) of Section A of this Notice of Privacy Practices or disclosures of data which exclude direct patient identifiers for purpose of research or public health or disclosures which are incident to a use or disclosure otherwise permitted or authorized by law, or the disclosures to a health oversight agency or law enforcement official to the extent this medical practice has received notice from that agency or official that providing this accounting would be reasonably likely to impede their activities and certain other disclosures.
6. Right to Receive a Notice of Privacy Practices. You have a right to receive a paper copy of this Notice of Privacy Practices, even if you have previously requested its receipt by e-mail. You may ask us to give you a copy of this notice at any time. You may obtain a copy of this notice on our website at [www.vosct.com](http://www.vosct.com) or by contacting Valley Orthopaedic Specialists, 2 Trap Falls Rd Suite 404 Shelton, CT 06484.

Please contact the Privacy Officer to obtain forms necessary for us to comply with your requests as outlined in Section C, Items 1-5 above. If you would like to have a more detailed explanation of these rights or if you would like to exercise one or more of these rights, contact our Privacy Officer listed on the last page of this Notice of Privacy Practices.

**D. Special Rules Regarding Disclosure, Substance Abuse and HIV-Related Information**

Under Connecticut or federal law, additional restrictions may apply to disclosures of health information that relates to care for psychiatric conditions, substance abuse or HIV-related testing and treatment. This information may not be disclosed without your specific written permission, except as may be specifically required or permitted by Connecticut or federal law. The following are examples of disclosures that may be made without your specific written permission:

Psychiatric Information: We may disclose psychiatric information to a mental health program if needed for your diagnosis or treatment. We may also disclose very limited psychiatric information for payment purposes.

HIV-Related Information: We may disclose HIV-related information for purposes of treatment or payment.

Substance Abuse Treatment: We may disclose information obtained from a substance abuse program in an emergency.

**E. Changes to this Notice of Privacy Practices**

We reserve the right to amend this Notice of Privacy Practices at any time in the future. Until such amendment is made, we are required by law to comply with this Notice. After an amendment is made, the revised Notice of Privacy Practices will apply to all protected health information that we maintain, regardless of when it was created or received. We will keep a copy of the current notice posted in our reception area, and provide you with a copy upon request.

**F. Complaints**

Complaints about this Notice of Privacy Practices or how this medical practice handles your health information should be directed to our Privacy Officer listed at the top of this Notice of Privacy Practices. All complaints must be submitted in writing. We will not retaliate against you in any way for filing a complaint against Valley Orthopaedic Specialists. You may also submit a complaint to: Department of Health and Human Services, Office of Civil Rights, Hubert H. Humphrey Bldg., 200 Independence Avenue, S.W., Room 509F HHH Building, Washington, DC 20201.

Per the HIPAA Omnibus Rule effective 9/23/13:

- Valley Orthopaedic Specialists abides by the prohibition to sell PHI
- Valley Orthopaedic Specialists will notify affected individuals of a breach of unsecured PHI within 30 days
- Patients have the right to opt out of any fundraising initiatives of Valley Orthopaedic Specialists
- Patients have the right to restrict disclosure of PHI to their insurance carrier for items or services that are paid out of pocket, in full.

**Privacy Officer: Jonica Ciaglia**  
**Telephone Number: (203)734-7900 ext. 264**

## **Valley Orthopaedic Specialists**

**2 Trap Falls Rd Suite 404  
Shelton, CT 06484**

**144 Oxford Rd  
Oxford, CT 06478**

**Phone: (203)734-7900  
Fax: (203) 513-3269**

## **Health Insurance Portability and Accountability Act of 1996 Notice of Privacy Practices**

**Effective April 14, 2003**

**Last Modified: April 14, 2015**

**Gerald F. Cambria, M.D.** General Orthopaedics & Sports Medicine, Orthopaedic Surgery  
**Gary R. Richo, M.D., Ph.D.** General Orthopaedics & Sports Medicine, Foot and Ankle Surgery  
**Ignatius Komninakas, M.D.** General Orthopaedics & Sports Medicine, Total Joint Reconstruction  
**Scott Waller, M.D.** General Orthopaedics & Sports Medicine, Orthopaedic Surgery  
**Mark Blechner, M.D.** General Orthopaedics & Sports Medicine, Spine Surgery  
**Sean Muldoon, PA-C.** General Orthopaedics & Sports Medicine  
**Tamer Ghaly, MD.** Interventional Pain Management