AT A GLANCE – May I disclose protected health information for public health emergency preparedness purposes? (From the perspective of the source of the information) **START** Am I a covered entity? The Privacy Rule does not apply Disclosures can be made without Public Health Authority §160.103 to non-HIPAA covered entities regard to the Privacy Rule Disclosure to a YES Is the PHA authorized by law to collect or receive information for the purpose of preventing or controlling: Is the intended recipient a public health authority (PHA)? injury, or §164.501 disability including, for purposes of emergency preparedness? §164.512(b)(1)(i) NO ΝO Disclosures related to treatment & public Is the disclosure by a provider and is the recipient Is the intended recipient an agency Is the intended recipient a health The disclosure may **NOT** be another person or agency that that seeks information for public -NOcare provider that uses or discloses NO--NOmade unless there is a would use or disclose information health health purposes? information for treatment purposes? signed authorization for treatment or certain health care operations? YES YES YES-Disclosure of a Limited Data Set You may make a Do you have a disclosure subject to Are you disclosing only a data use agreement with the minimum necessary limited data set (LDS)? YES YESrecipient of the information? §164.514(e) §164.502(b), §164.514(e) §164.514(d) NO Disclosure with authorization NO individual Obtain individual authorization, unless the disclosure is The disclosure otherwise permitted by another provision of the CAN be made Privacy Rule §164.508