



## Oklahoma State University

<b>Title: Uses and Disclosures of PHI subject to an agreed upon restriction</b>	<b>Policy #: PRV-01.06</b>
<b>Category: HIPAA Compliance</b>	<b>Authority: 45 CFR § HIPAA SECTION: 164.502(c)</b>
<b>Standard: Uses and Disclosures of PHI subject to an agreed upon restriction</b>	<b>Responsibility: Health Care Components</b>
<b>Effective Date: 4/14/2003</b>	<b>Page 1 of 1</b>
<b>Approved By: OSU Legal Counsel</b>	<b>Revised: 7/1/2013</b>

### **PURPOSE:**

To establish that OSU must to adhere to restrictions on Use and Disclosure.

### **POLICY:**

If OSU has agreed to a restriction pursuant to §164.522(a)(1) Right of an individual to request restriction of uses and disclosures; OSU may not use or disclose the protected health information covered by the restriction in violation of such restriction, except as otherwise provided in § 164.522(a) Uses or disclosures of protected health information about the individual to carry out treatment, payment, or health care operations.

### **PROCEDURE:**

If OSU has a restriction in place by an individual, OSU will not violate such a restriction, except that, if the individual who requested the restriction is in need of emergency treatment and the restricted protected health information is needed to provide the emergency treatment, OSU may use the restricted protected health information, or may disclose such information to a health care provider, to provide such treatment to the individual.

Any violation of such a restriction would be considered an inappropriate disclosure, and breach notification policies would then need to be followed.

### **REFERENCE:**

Right of an individual to request restriction of uses and disclosures Policy