



Oklahoma State University

Title: Uses and Disclosures for Public Health Activities	Policy #: PRV-06.02
Category: HIPAA Compliance	Authority: 45 CFR § HIPAA SECTION: 164.512(b)
Standard: Uses and Disclosures for Public Health Activities	Responsibility: Health Care Components
Effective Date: 4/14/2003	Page 1 of 3
Approved By: OSU Legal Counsel	Revised: 7/01/2013

PURPOSE:

To identify when OSU must use or disclose information as required by public health activities.

POLICY:

Permitted Uses and Disclosures – OSU may use or disclose protected health information for the public health activities and purposes described in this paragraph to: *§164.512(b)(1)*

1. A public health authority that is authorized by law to collect or receive such information for the purpose of preventing or controlling disease, injury, or disability, including, but not limited to, the reporting of disease, injury, vital events such as birth or death, and the conduct of public health surveillance, public health investigations, and public health interventions; or, at the direction of a public health authority, to an official of a foreign government agency that is acting in collaboration with a public health authority; *§164.512(b)(1)(i)*
2. A public health authority or other appropriate government authority authorized by law to receive reports of child abuse or neglect; *§164.512(b)(1)(ii)*
3. A person subject to the jurisdiction of the Food and Drug Administration (FDA) with respect to an FDA-regulated product or activity for which that person has responsibility, for the purpose of activities related to the quality, safety or effectiveness of such FDA-regulated product or activity. Such purposes include: *§164.512(b)(1)(iii)*
 - a. To collect or report adverse events (or similar activities with respect to food or dietary supplements), product defects or problems (including problems with the use or labeling of a product), or biological product deviations; *§164.512(b)(1)(iii)(A)*
 - b. To track FDA-regulated products; *§164.512(b)(1)(iii)(B)*
 - c. To enable product recalls, repairs, or replacement, or look back (including locating and notifying individuals who have received products that have been recalled, withdrawn, or are the subject of look back); or *§164.512(b)(1)(iii)(C)*
 - d. To conduct post marketing surveillance; *§164.512(b)(1)(iii)(D)*
4. A person who may have been exposed to a communicable disease or may otherwise be at risk of contracting or spreading a disease or condition, if OSU or public health authority is authorized by law to notify such person as necessary in the conduct of a public health intervention or investigation; or *§164.512(b)(1)(iv)*



Oklahoma State University

Title: Uses and Disclosures for Public Health Activities	Policy #: PRV-06.02
Category: HIPAA Compliance	Authority: 45 CFR § HIPAA SECTION: 164.512(b)
Standard: Uses and Disclosures for Public Health Activities	Responsibility: Health Care Components
Effective Date: 4/14/2003	Page 2 of 3
Approved By: OSU Legal Counsel	Revised: 7/01/2013

5. An employer, about an individual who is a member of the workforce of the employer, if:
§164.512(b)(1)(v)
- a. The covered entity is a covered health care provider who provides health care to the individual at the request of the employer: *§164.512(b)(1)(v)(A)*
 - i. To conduct an evaluation relating to medical surveillance of the workplace; or *§164.512(b)(1)(v)(A)(1)*
 - ii. To evaluate whether the individual has a work-related illness or injury; *§164.512(b)(1)(v)(A)(2)*
 - b. The protected health information that is disclosed consists of findings concerning a work-related illness or injury or a workplace-related medical surveillance; *§164.512(b)(1)(v)(B)*
 - c. The employer needs such findings in order to comply with its obligations, under 29 CFR parts 1904 through 1928, 30 CFR parts 50 through 90, or under state law having a similar purpose, to record such illness or injury or to carry out responsibilities for workplace medical surveillance; and *§164.512(b)(1)(v)(C)*
 - d. The covered health care provider provides written notice to the individual that protected health information relating to the medical surveillance of the workplace and work-related illnesses and injuries is disclosed to the employer: *§164.512(b)(1)(v)(D)*
 - i. By giving a copy of the notice to the individual at the time the health care is provided; or *§164.512(b)(1)(v)(D)(1)*
 - ii. If the health care is provided on the work site of the employer, by posting the notice in a prominent place at the location where the health care is provided. *§164.512(b)(1)(v)(D)(2)*
6. A school, about an individual who is a student or prospective student of the school, if:
§164.512(b)(1)(vi)
- a. The protected health information that is disclosed is limited to proof of immunization; *§164.512(b)(1)(vi)(A)*
 - b. The school is required by State or other law to have such proof of immunization prior to admitting the individual; and *§164.512(b)(1)(vi)(B)*
 - c. OSU obtains and documents the agreement to the disclosure from either: *§164.512(b)(1)(vi)(C)*
 - i. A parent, guardian, or other person acting *in loco parentis* of the individual, if the individual is an unemancipated minor; or *§164.512(b)(1)(vi)(C)(1)*



Oklahoma State University

Title: Uses and Disclosures for Public Health Activities	Policy #: PRV-06.02
Category: HIPAA Compliance	Authority: 45 CFR § HIPAA SECTION: 164.512(b)
Standard: Uses and Disclosures for Public Health Activities	Responsibility: Health Care Components
Effective Date: 4/14/2003	Page 3 of 3
Approved By: OSU Legal Counsel	Revised: 7/01/2013

- ii. The individual, if the individual is an adult or emancipated minor.
§164.512(b)(1)(vi)(C)(2)

PROCEDURE:

OSU will report to the Oklahoma State Department of Health, Tulsa Health Department or other applicable public health authority of the events described in this policy.

OSU will report any communicable diseases without delay to the Oklahoma State Department of Health, Tulsa Health Department or other applicable public health authority.

Any work related injuries or treatments of such injuries may be to be disclosed to OSU officials for the purposes outlined in section 5 of this policy. Such individuals include but are not limited to: Human Resources Personnel, Safety Officer, Campus Security/Police, and Administration.

OSU shall only disclose information about patients to school's as outlined in section 6 above. Any other disclosure outside of immunization information must have authorization. Verbal and written communication is acceptable for such disclosure.

All OSU Student health records shall be kept separate from their individual, personal health records. OSU Student health records, more specifically the immunization records shall only be disclosed for required purposes which includes but not limited to training, teaching, shadowing, and evaluation, to ensure the Student has received all applicable immunizations.