



**Member Roundtable:**  
***Navigating Exchange, Management, and  
Use of Sensitive Reproductive Health  
Data***

January 24, 2023

# Housekeeping Reminders

- This is a Zoom meeting.
- Please **mute** yourself when you are not actively speaking.
- Please use the **raise hand** function to chime in with questions or comments and/or use the **chat** to share.
- Please share video if you are able.

# Agenda

- **Welcome and Civitas Updates** – Jolie Ritzo, Civitas Networks for Health, Senior Director of Network Engagement
- **Sensitive Health Data Tagging** – Nance Shatzkin, Bronx RHIO
- **Member Roundtable Moderators** – Nichole Sweeney, CRISP Shared Services, General Counsel and Chief Privacy Officer; Steven Lane, Health Gorilla, Chief Medical Officer; Mohammad Jafari, Senior Privacy Consultant

# Civitas Updates

# Upcoming Events

- Please join us on Thursday, February 2 from 4:00 – 5:00 p.m. ET for an Information Session on the Gravity Project. [Register Now!](#)
- Check out our [Civitas Events calendar](#) for more information on upcoming events!

# Moderated Discussion and Framing Remarks

# Civitas

## Member Roundtable

### Sensitive Health Data

January 24, 2023



# Sensitive Health Data Tagging Overview

- Current Tags
  - 42 CFR Part 2 – location-based (e.g., detox unit or clinic)
  - NYS OMH Licensed Facility – all data
  - NYS OPWDD Licensed Facility – all data
  - Minors
- Key step in onboarding process
  - Confirm what tags apply to incoming data
  - Establish rules for data tagging
  - Test tagging during ingestion process build
  - Include as part of site documentation/sign off
- User credentials can include include/exclude rules re specific tags
  - Consented patient allows all data to display
    - Bronx RHIO consent specifically includes Part 2 data
  - Reg alert from NYS OMH Licensed Facility may only be shared without consent with another NYS OMH Licensed Facility
- Reproductive Health and Genetic Testing not currently tagged
  - Can be added with agreed definition on tagging and access restrictions



# 42 CFR Part 2 – location-based

- Location-based rule (e.g., detox unit or clinic) requires knowledge of covered service areas
  - Unit or clinic included in feed; use it for this purpose!
  - Occasionally the whole site
- Dynamic tagging as an attribute of the data is flexible and extensible – let's the HIE define and control – site approves
- User credentials match with requirements for access
  - In general, Part 2 requires consent
- Alternative: getting the site to bifurcate the data being sent to the HIE; 2 feeds (Part 2 or OMH licensed)
  - A non-extensible data model – site controlled and managed
- Same approach for NYS licensed OMH facilities.

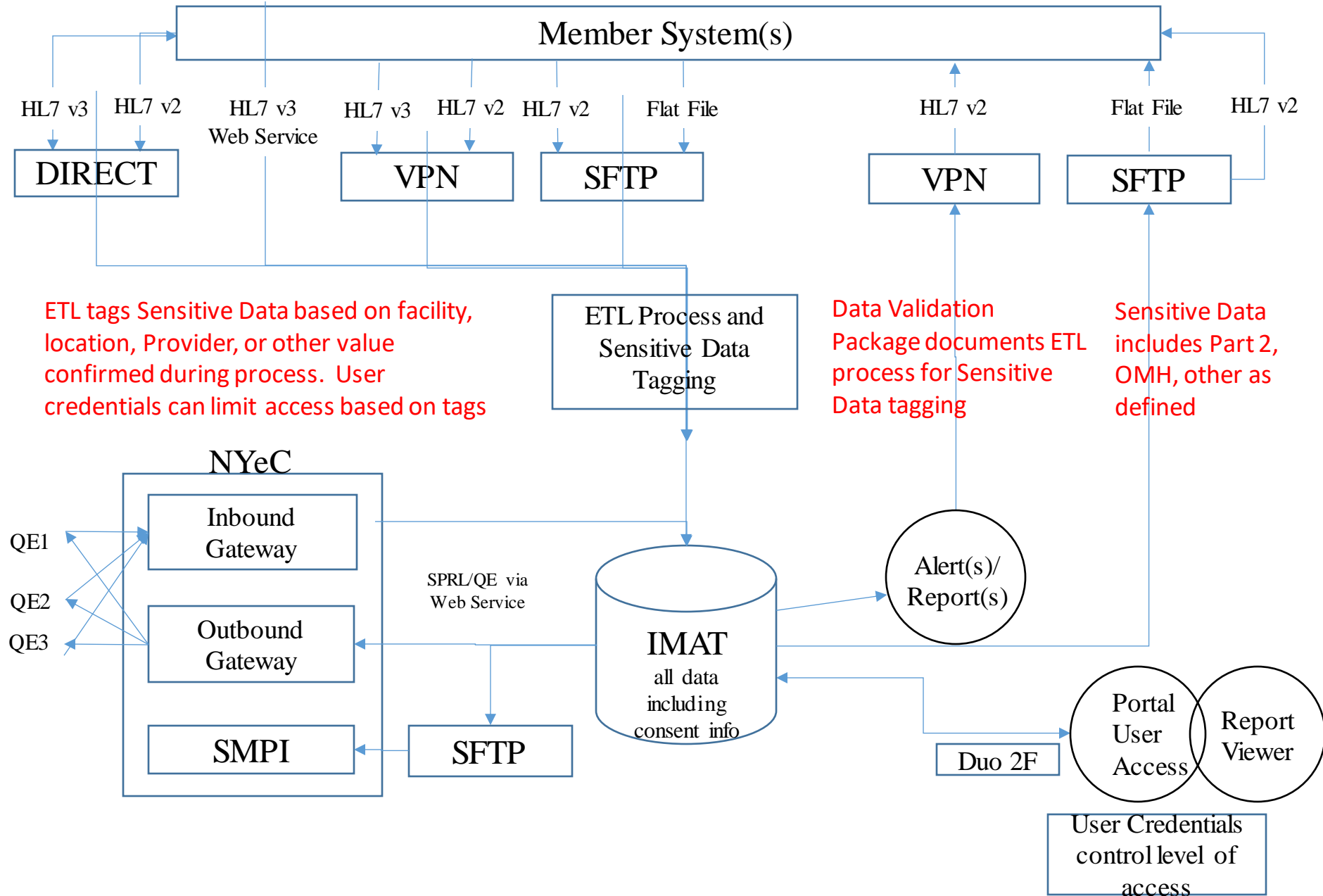
# Redisdisclosure Warnings

Before each patient access – requires acknowledgement – *not* dependent on data present

- The records that you are about to access may contain information from federally-assisted alcohol or drug abuse programs. If such information is present, then the following federally mandated warning applies: This information has been disclosed to you from records protected by Federal confidentiality rules (42 CFR part 2). The Federal rules prohibit you from making any further disclosure of this information unless further disclosure is expressly permitted by the written consent of the person to whom it pertains or as otherwise permitted by 42 CFR part 2. A general authorization for the release of medical or other information is NOT sufficient for this purpose. The Federal rules restrict any use of the information to criminally investigate or prosecute any alcohol or drug abuse patient.
- The records that you are about to access may contain HIV / AIDS, which is protected under the Article 27 F of the NY Public Health Law. Re-disclosure of this information is subject to NY State and other laws and regulations, with which you must comply.
- The records that you are about to access may contain information from facilities licensed or operated by the New York State Office of Mental Health or the New York State Office for People With Developmental Disabilities. Re-disclosure of this information is subject to NY State Mental Hygiene and other laws and regulations, with which you must comply.

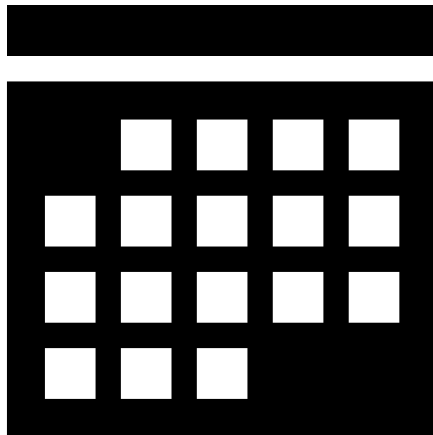
## If a Minor's record

- Minor's sensitive data may not be shared with parent without minor's consent.



# Upcoming Member Roundtable Topics

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- **March (date TBD)** – Interoperability and technical infrastructure concerns
- **May (date TBD)** – Healthy equity implications post Dobbs decision

## Contact



[www.civitasforhealth.org](http://www.civitasforhealth.org)



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