

PRIVACY NOTICE

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

The New York Medicaid program must tell you how we use, share, and protect your health information. The New York Medicaid program includes regular Medicaid, Medicaid Managed Care, Family Health Plus, and Child Health Plus A. The program is administered by the New York State Department of Health and the Local Departments of Social Services.

Your Health Information is Private.

We are required to keep your information private, share your information only when we need to, and follow the privacy practices in this notice. We must make special efforts to protect the names of people who get HIV/AIDS or drug and alcohol services.

What Health Information Does the New York Medicaid Program Have?

When you applied for Medicaid, Family Health Plus, or Child Health Plus A, you may have provided us with information about your health. When your doctors, clinics, hospitals, managed care plans and other health care providers send in claims for payment, we also get information about your health, treatments, and medications.

If you enrolled in Child Health Plus B, the New York Medicaid Program does not have your health information. You should contact your Child Health Plus B plan with questions about your health information.

How Does the New York Medicaid Program Use and Share Your Health Information?

We must share your health information when:

- **You or your representative requests your health information.**
- **Government agencies request the information as allowed by law such as audits.**
- **The law requires us to share your information.**

In your Medicaid application, you gave the New York Medicaid Program the right to use and share your health information to pay for your health care and operate the program. For example, we use and share your information to:

- **Pay your doctor, hospital, and/or health care provider bills.**
- **Make sure you receive quality health care and that all the rules and laws have been followed.**

We may review your health information:

- **To determine whether you received the correct medical procedure or health care equipment.**
- **Contact you about important changes in your health benefits.**

- **Make sure you are enrolled in the right health program.**
- **Collect payment from other insurance companies.**
- **To determine eligibility in Medicare Part D or other insurance programs that might be more economical to you.**

We may also use and share your health information under limited circumstances to:

- **Study health care.** We may look at the health information of many consumers to find ways to provide better health care.
- **Prevent or respond to serious health or safety problems for you or your community as allowed by federal and state law.**

Your Written Authorization is Required for Other Uses and Disclosures:

- **Psychotherapy notes**
- **Uses and disclosures of Protected Health Information for marketing purposes, including subsidized treatment communications**
- **Disclosures that constitute a sale of your Protected Health Information.**

We must have your written permission to use or share your health information for any purpose not mentioned in this notice unless we are required to do so by the laws that apply to us.

What Are Your Rights?

You or your representatives have the right to:

- Get a paper copy of this notice.
- See or get a copy of your health information. If your request is denied, you have the right to review the denial.
- Ask to change your health information. We will look at all requests, but cannot change bills sent by your doctor, clinic, hospital or other health care provider.
- Ask to limit how we use and share your information. We will look at all requests, but do not have to agree to what you ask except where required by law to make such a disclosure.
- Ask us to contact you regarding your health care information in different ways (for example, you can ask us to send your mail to a different address).
- Ask for special forms that you sign permitting us to share your health information with whomever you choose. You can take back your permission at any time, as long as the information has not already been shared.
- Get a list of those who received your health information. This list will not include health information requested by you or your representative, information used to operate the New York Medicaid Program or information given out for law enforcement purposes.
- Be notified upon a breach of any of your unsecured Protected Health Information

See the New York City Human Resources Administration web site for an electronic copy of this notice (http://www.nyc.gov/html/hra/downloads/pdf/services/micsa/privacy_notice.pdf). You may also visit the New York State Department of Health web site to see an alternate version (http://www.health.ny.gov/health_care/medicaid/program/hipaa/docs/noticepriveng.pdf)

- 1. For more privacy information, to make a request or to report a privacy problem/complaint*, please contact the Medicaid Help Line Office at (518) 486-9057 or 1-800-541-2831. TTY users should call 1-800-662-1220. The Help Line will direct your calls to the correct state and local department of social services office.**

You may also report a complaint* to: The Office for Civil Rights, Department of Health and Human Services, Jacob Javits Federal Building, 26 Federal Plaza, Suite 3312, New York, New York 10278; (Telephone) (212) 264-3313 or 1-800-368-1019; (Fax) (212) 264-3039, or (TDD) (212) 264-2355.

***You will not be penalized for filing a complaint. If we change the information in this notice, we will post the amended version on our website at:**
http://www.nyc.gov/html/hra/downloads/pdf/services/micsa/privacy_notice.pdf