

Policy Number: 3040
Policy Title: Privacy, Security, and Confidentiality
Date Adopted: July 22, 2020

Purpose

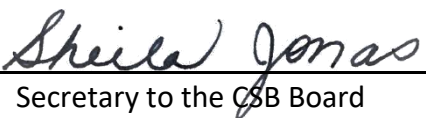
The purpose of this policy is to provide guidance for the establishment and distribution of the Fairfax-Falls Church Community Services Board (CSB) Notice of Privacy Practices (Notice) as required by law and regulations, cited below. The Notice is intended to provide consumers with a clear understanding of how the information consumers provide to the CSB and its directly operated programs and contractors will be protected, used and disclosed.

Policy

It is the policy of the CSB Board that:

1. CSB staff shall provide every CSB consumer with a copy of the CSB's Notice of Privacy Practices in accordance with law and regulations.
2. The CSB shall publicly post the its Notice of Privacy Practices at each CSB service site and on the CSB website. The CSB will post updates to the Notice of Privacy Practice at its service sites, on the website and will make copies available to CSB consumers upon request at service sites.
3. The CSB shall maintain consumer records containing individually identifiable health information in accordance with law and regulations.
4. Unless the law indicates otherwise, CSB consumers shall have the right to access their own records and to receive a copy of their CSB record upon request. CSB Consumers also have the right to request an amendment to their record.
5. The CSB and the County's Department of Procurement and Materials Management will ensure that the County enter into binding agreements with vendors/contractors providing services to CSB consumers on behalf of the CSB that comply with all applicable laws and regulations regarding privacy, security, and confidentiality of CSB consumer records.

Approved


Secretary to the CSB Board

July 22, 2020

Date

References:

- Federal Health Insurance Portability Accountability Act (HIPAA), 45 CFR Parts 160 and 164
- Confidentiality of Records, 42 U.S.C. § 290dd-2, Confidentiality of Substance Use Disorder Patient Records, 42 C.F.R. Part 2, §§ 2.1 through 2.67, revised.
- Virginia Government Data Collection and Dissemination Practices Act, Va. Code §§ 2.2-3800 through 3809
- Virginia Code § 32.1-127.1:03; Health Records Privacy
- Virginia Code, Section 54.1-2400.1, Mental health services providers; duty to protect third parties; immunity
- Deemed consent for release of testing & results re: HIV or Hep B or C viruses, Va. Code § 32.1-45.1
- Confidentiality of test results HIV, Va. Code § 32.1-36.1
- Confidentiality, Virginia Human Rights Regulation, 12VAC35-115-80
- Fairfax County PROCEDURAL MEMORANDUM, No. 02-09, HIPAA Compliance
- Various CSB Regulations and/or Procedures

Policy Adopted: March 19, 2003

Revision Adopted: January 28, 2015

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