

## NOTICE OF RULE MAKING

Arkansas Department of Human Services

### **DHS Publication 408, Notice of Privacy Practices**

Pursuant to U.S. Omnibus Reconciliation Act of 1981, Ark. Code Ann. Sec. 25-10-101 et seq., Act 218 of 1983, and Act 348 of 1985, The Arkansas Department of Human Services Privacy Officer is issuing rule, DHS PUB-408, Notice of Privacy Practices in order to comply with Federal Register, Vol 87, No 17, January 25, 2013, Part II, Department of Health and Human Services 45 CFR Parts 160 and 164, Modifications to the HIPAA Privacy, Security, Enforcement, and Breach Notification Rules Under the Health Information Technology for Economic and Clinical Health Act and the Genetic Information Nondiscrimination Act; Other Modifications to the HIPAA Rules; Final Rule; § 164.520 Notice of privacy practices for protected health information.

This publication:

- Includes the statement showing revised notices which can be picked up at any office or online at any time;
- Lists newly required examples to several sections showing how DHS may use and disclose PHI without written consent;
- Takes into account additional language to remaining sections using required language;
- Expands the verbiage to include required language in sections showing clients their PHI Privacy Rights;
- Embodies required additional sections detailing additional rights and how to exercise them; and
- Provides a client acknowledgement section.

The rule will become effective October 10, 2013.

Copies of the rule may be obtained by writing to the Office of Policy and Legal Services, P.O. Box 1437, Slot WG3, Little Rock, AR 72203-1437, Attention: Office of Policy and Legal Services Policy Unit. All comments about the proposed revision must be submitted in writing within 30 days of the date appearing below or 30 days following the date of the newspaper notice, whichever is the longer period.

The Department of Human Services, Office of Policy and Legal Services, is in compliance with Titles VI and VII of the Civil Rights Act and is operated, managed, and delivers services without regard to age, religion, disability, political affiliation, veteran status, sex, race, color, or national origin.

Alternate formats, such as large print, audiotape, etc. will be provided upon request.

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Breck Hopkins, Director  
Office of Policy and Legal Services