



**HAWAII HEALTH SYSTEMS**  
C O R P O R A T I O N

*"Touching Lives Every Day"*

## ***COMPLIANCE ALERT 10-11***

### ***HITECH Act Requires Data Breach Notification to Secretary of Health and Human Services: March 1 Deadline for Annual Report of Breaches that involve Less than 500 patients***

The recent breach notification interim final rule requires covered entities to provide the Secretary of Health and Human Services with notice of breaches of unsecured protected health information (45 CFR 164.408). There is one notification method for breaches over 500 individuals and one notification method for breaches under 500 individuals.

Notification of breaches over 500 individuals requires immediate notification to the Secretary. For notification of breaches under 500 individuals, a covered entity has to maintain a log or other documentation of such breaches and submit information annually to the Secretary of Health and Human Services for breaches occurring during the preceding calendar year.

***The submission of this information is required 60 days after the end of the calendar year—March 1.***

Facilities can find instructions and the electronic submission form for notification at the following address:

***<http://www.hhs.gov/ocr/privacy/hipaa/administrative/breachnotificationrule/brinstruction.html>***