



American Hospital Association

Security Rule Implementation Issues

Roslyne Schulman

Senior Associate Director, Policy Development

January 27, 2004

Current Challenges

- **Getting Paid**
 - Continuing focus on making HIPAA standard transactions work
- **HIPAA burnout**
 - Just finished privacy and still focused on Transactions and Code Sets (TCS)
 - May be behind in security efforts
- **Didn't we already do this for privacy compliance?**



Enforcement Concerns

- **Enforcement *must be* consistent with flexible, scalable approach in final rule**
 - Security breach is not same as rule violation
 - No second guessing of risk calculus, decision
- **Overlap between privacy security**
 - Office of HIPAA Standards v. OCR
- **Consistency in interpretation**
 - Central Office v. Regional Offices



Other Provider Worries

- **Security rule fueling technology purchases**
 - Long repressed technology wish lists
 - Consultant, vendor misinformation, scare tactics
 - False sense of security from technical solutions

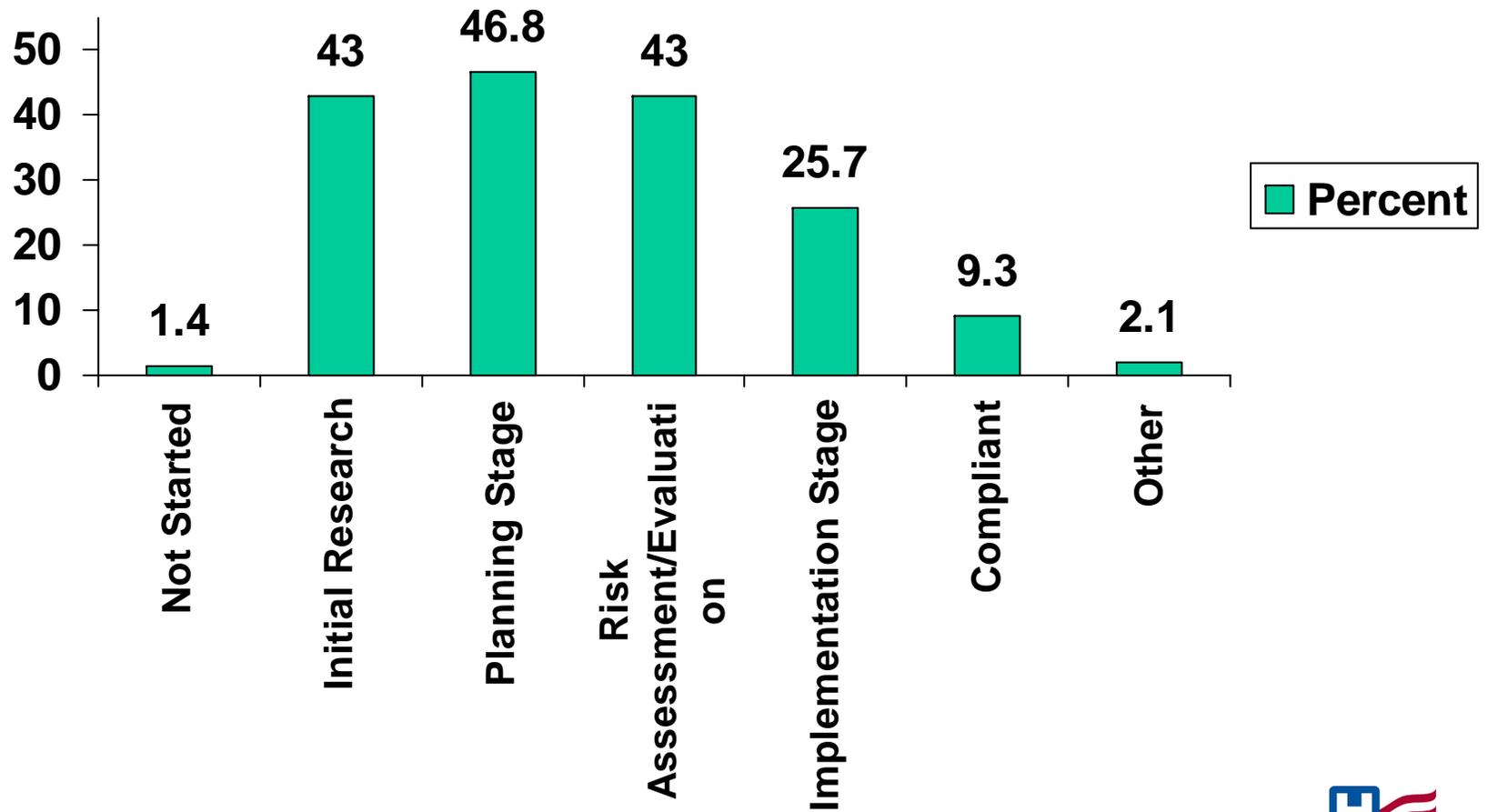


Survey Results

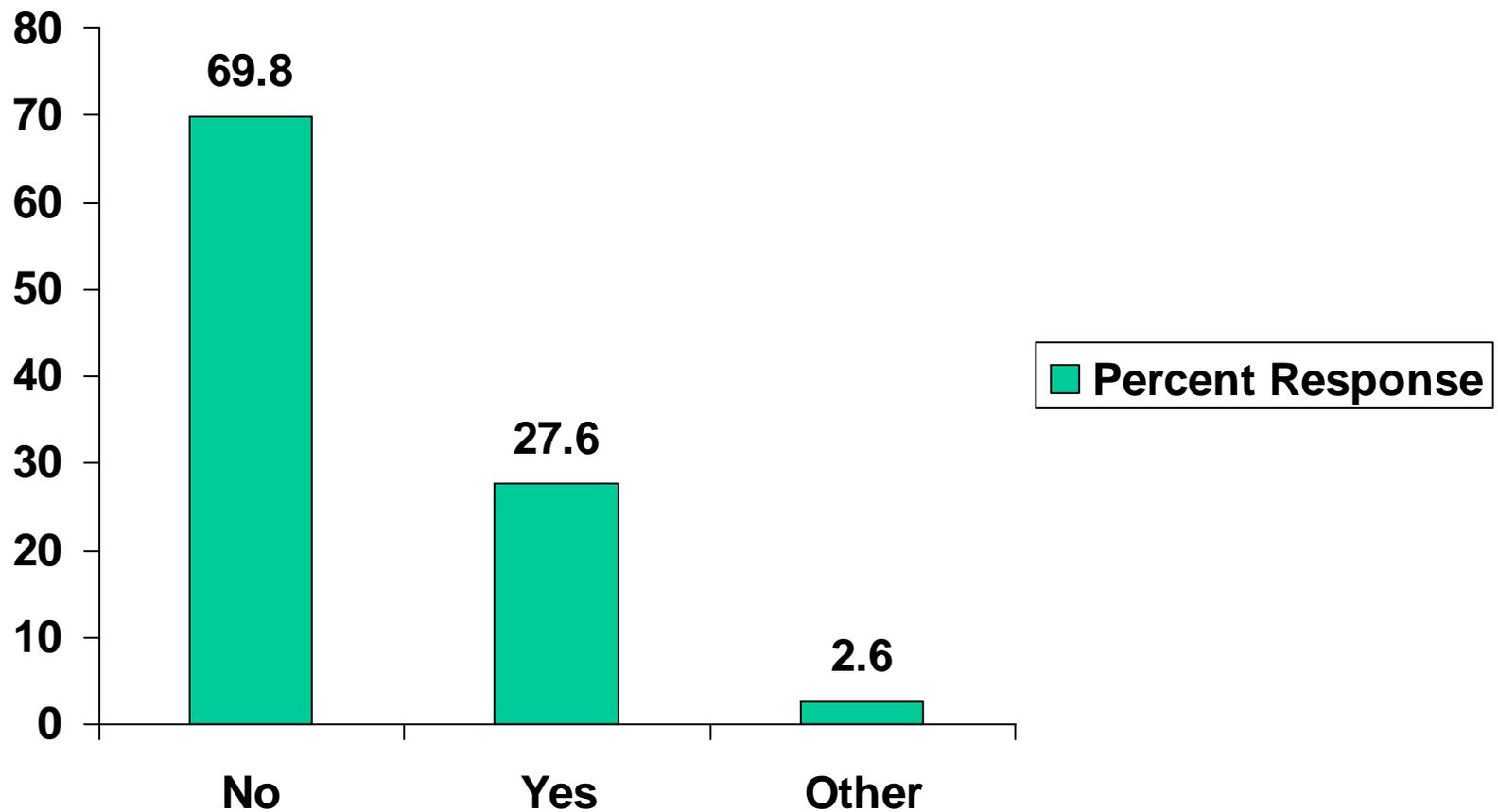
- **AHA conference call survey**
- **Results based on 475 organizations**
- **Caveat: Not random sample!**



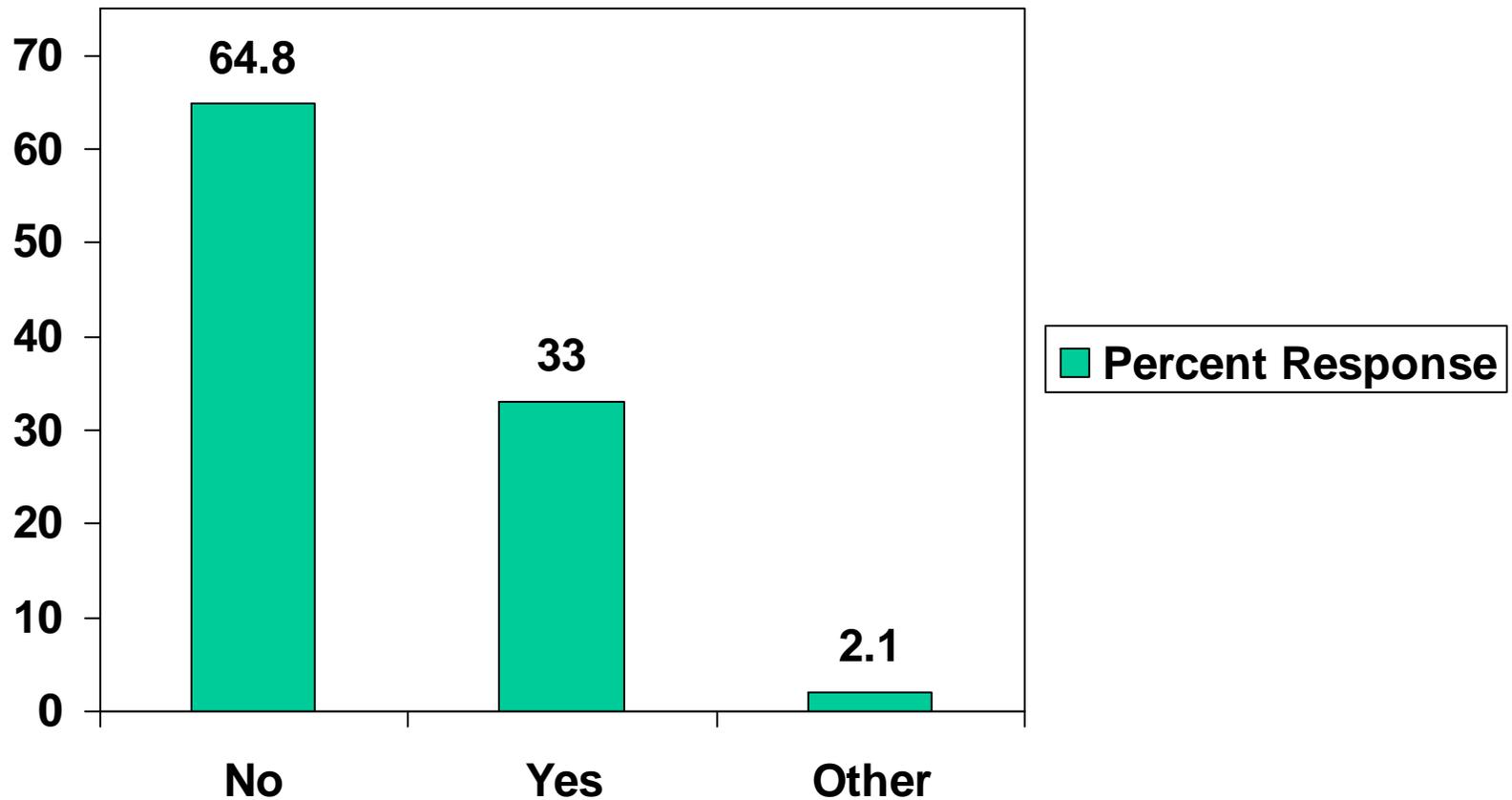
Stage in Implementation and Compliance



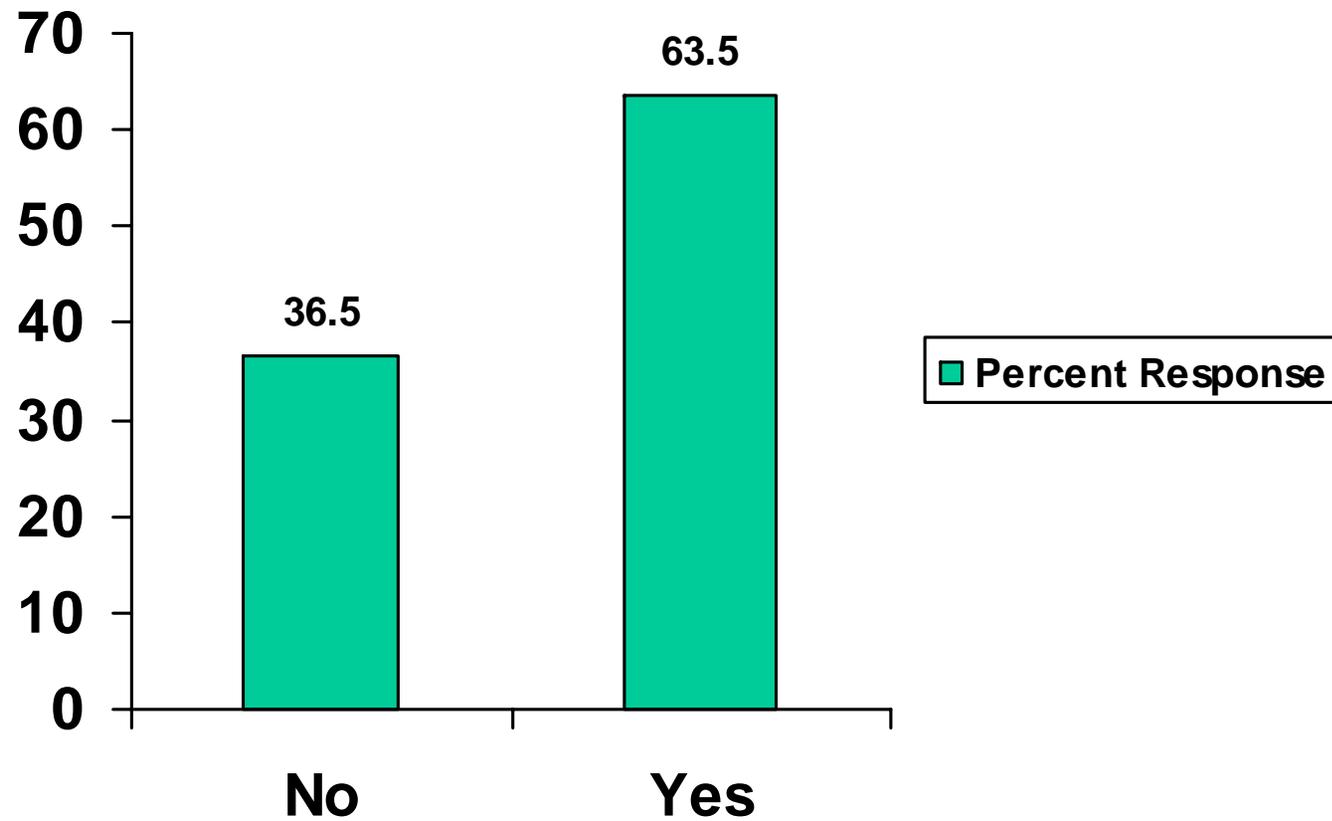
Has Privacy Focus Been an Obstacle in Security Implementation?



Has TCS Focus Been an Obstacle in Security Implementation?



Have There Been Any Other Obstacles in Security Compliance?

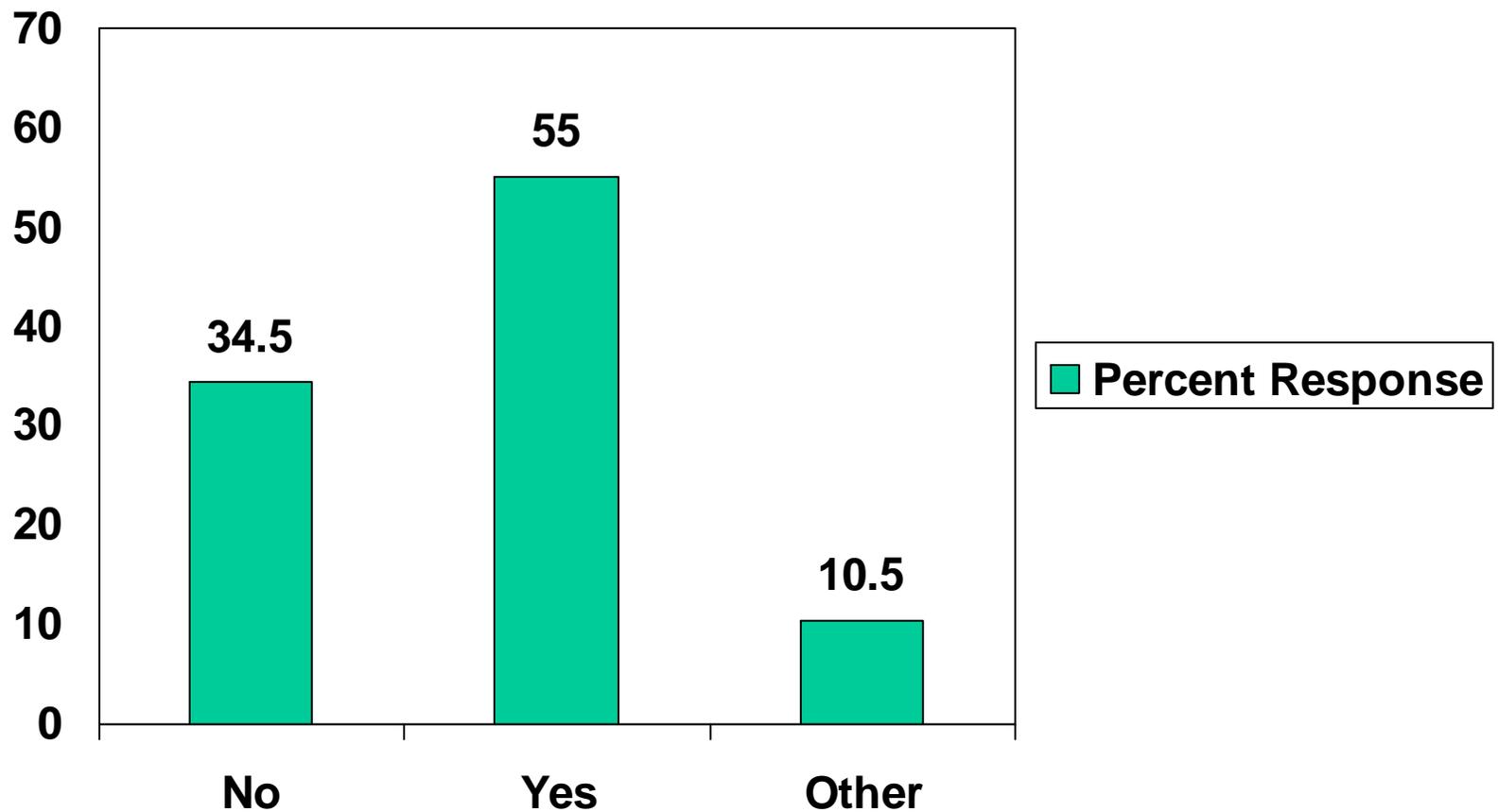


Listed Obstacles in Security Compliance

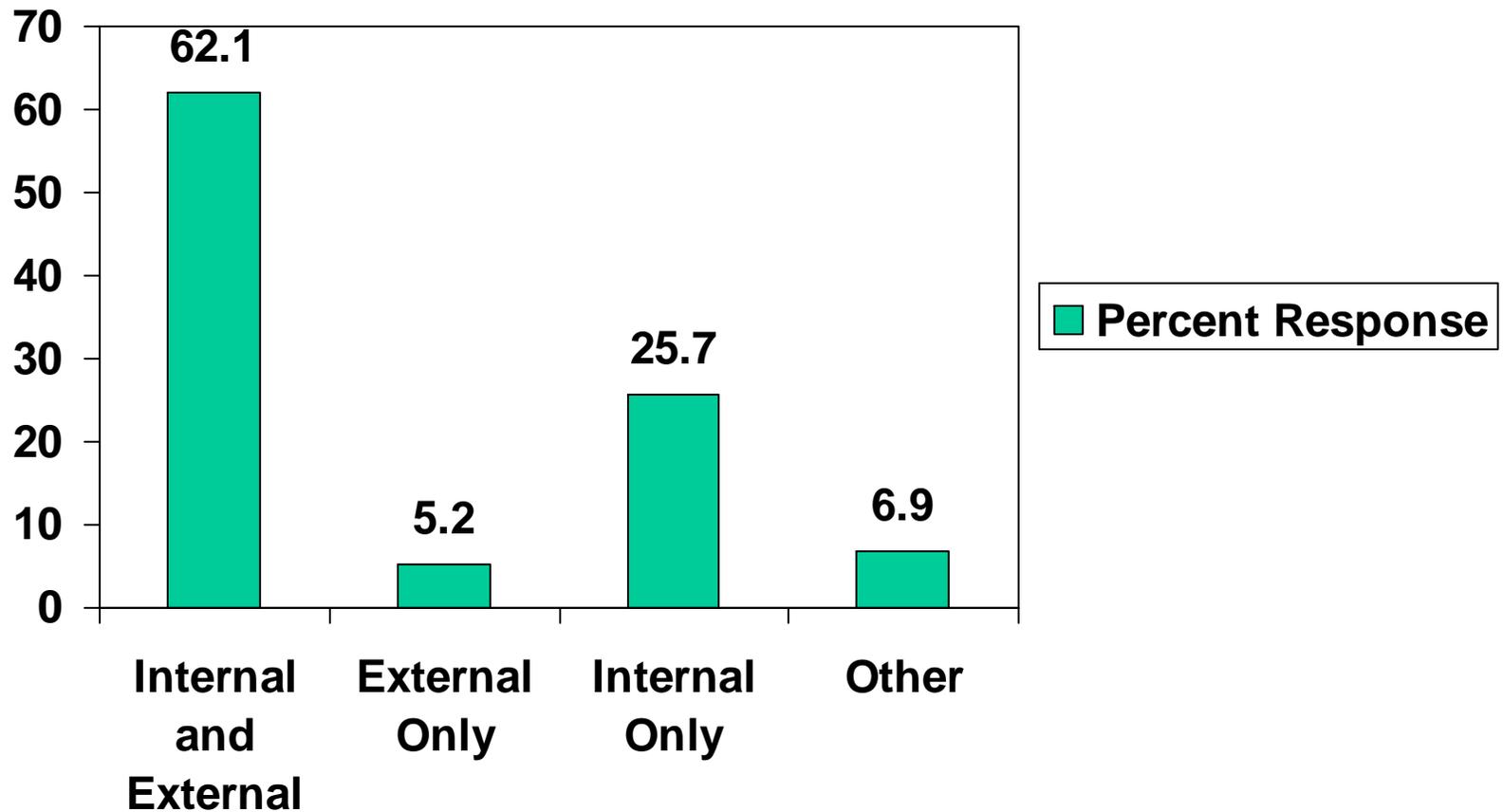
- **Lack of Budget/Resources**
- **Time / Multiple Priorities**
- **Competing IS Projects**
- **Misinformation/Unclear Guidance**
- **IT Security Education/Training**
- **Sheer Scope of Project**
- **Finding Good Security Policies**
- **Complexity of Organization**
- **IT/IS Staff Turnover**
- **Outsourcing IT/IS Department**
- **Lack of Agreement on Scope and Depth of Required Security Regulation Implementation...**



Has Organization Budgeted for Security Rule Implementation?



Resources To Be Used For Security Rule Implementation?



AHA Resources

- **AHA HIPAA website:** www.aha.org
- **AHA audio conferences**
- **AHA endorsement of Ernst & Young**
 - **As HIPAA security strategic advisor – services include risk analysis, gap assessment and all security implementation services**
 - **joint advisories, checklists, briefings and other documents for AHA members**
- **Representation, as needed through implementation**

