

U.S. DEPARTMENT OF
HEALTH AND HUMAN SERVICES

OFFICE FOR CIVIL RIGHTS

Hot Topics for Business Associates and Covered Entities

The University of Texas School of Law
2017 Essential Cybersecurity Law
July 28, 2017

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DHHS Office for Civil Rights

July 28, 2017

Topics

- Overview of the Office for Civil Rights (OCR)
- Compliance Challenges
- Recent Enforcement Actions
- Audit Program
- Guidance Materials

DHHS Office for Civil Rights

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Overview of OCR

Overview



Headquarters - Washington, DC

- Policy and regulations
- Guidance materials
- Centralized Case Management Operations and Customer Response Center
- Audit Program

Regional Offices - Boston, New York City, Philadelphia, Atlanta, Denver, Dallas, Kansas City, San Francisco, Los Angeles, Chicago, Seattle

- Investigations and Compliance Reviews
- Technical Assistance
- Outreach

Compliance Challenges for Covered Entities and Business Associates

Recurring Compliance Issues



- Business Associate Agreements
- Risk Analysis
- Failure to Manage Identified Risk, (e.g., Encryption)
- Lack of Transmission Security
- Lack of Appropriate Auditing
- No Patching of Software
- Insider Threat
- Improper Disposal
- Insufficient Data Backup and Contingency Planning

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First appeared as part of the conference materials for the 2017 Essential Cybersecurity Law session

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