

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
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DHHS Office for Civil Rights

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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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