

**ELECTRONIC HEALTHCARE NETWORK
ACCREDITATION COMMISSION
(EHNAC)**

**Draft
HITECH Criteria**

**For The
HEALTHCARE INDUSTRY**

Version XX

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CRITERIA I: PRIVACY AND CONFIDENTIALITY

I.A. MEASURES TO ENSURE DATA PRIVACY AND CONFIDENTIALITY

- I.A. 1.** Candidate must limit the use, disclosure, or request of PHI, to the extent practicable, to a limited data set or, if needed, to the minimum necessary to accomplish the intended purpose of such use, disclosure, or request. HITECH §13405(b)(1)(B)
- I.A. 2.** Candidate must accommodate an individual's right to obtain a copy of his or her information in an electronic format. HITECH §13405(e)
- I.A. 3.** Candidate must provide accounting for disclosure of PHI to carry out treatment, payment, and health care operations when the PHI is in an EHR. HITECH §13405 (c)

CRITERIA V: SECURITY

V.B. ADMINISTRATIVE SAFEGUARDS

- I.B. 1.** Candidate must have breach notification procedures in place in conformance with HITECH requirements. HITECH §13404(b)

V.E. ORGANIZATIONAL REQUIREMENTS FOR BUSINESS ASSOCIATE CONTRACTS

- I.E. 1.** Candidate must have business associate agreements in place with every organization that contracts with it for the purpose of exchanging or routinely accessing electronic PHI. HITECH §13408
- I.E. 2.** Candidate must require that all Business Associates have breach notification procedures in place in conformance with HITECH requirements. HITECH §13404(b)
- I.E. 3.** Candidate must ensure Business Associates are contractually required to comply with all HITECH privacy and security requirements. HITECH §§ 13401(a); HITECH §§ 13404(a)
- I.E. 4.** Candidate must require Business Associates to provide accounting for disclosure of PHI to carry out treatment, payment, and health care operations when the PHI is in an EHR. HITECH §13405 (c)