

**Legislative - EHNAC Crosswalk  
Based on Proposed 2010 Criteria**

Legislation		EHNAC Program									
		HMAP-EHN	HMAP-70	ePAP	FSAP-EHN	FSAP-Loockbo	ASPAP-EHR	HIEAP	HMAP-TPA	MBAP	OSAP
Description	Legal Ref										
<b>HIPAA: Privacy</b>											
Uses and Disclosures of Protected Health Information: General Rules	45 CFR § 164.502	●	●	●	●	●	●	●	●	●	●
Uses and Disclosures: Organization Requirements	45 CFR § 164.504	●	●	●	●	●	●	●	●	●	●
Consent for Uses or Disclosures to Carry Out Treatment, Payment, or Health Care Operations	45 CFR § 164.506	○	○	○	○	○	○	○	○	○	○
Uses Or Disclosures For Which Authorization Is Required	45 CFR § 164.508	●	●	●	●	●	●	●	●	●	●
Uses And Disclosures Requiring An Opportunity For The Individual To Agree Or Object	45 CFR § 164.510	○	○	○	○	○	○	○	○	○	○
Uses And Disclosures For Which Consent, Authorization Or Opportunity To Object Is Not Required	45 CFR § 164.512	●	●	●	●	●	●	●	●	●	●
Other Requirements Related To Disclosures Of Protected Health Information	45 CFR § 164.514	●	●	●	●	●	●	●	●	●	●
Notice Of Privacy Practices For Protected Health Information	45 CFR § 164.520	●	●	●	●	●	●	●	●	●	●
Rights To Request Privacy Protection For Protected Health Information		○	○	○	○	○	○	○	○	○	○
Access Of Individuals To Protected Health Information	45 CFR § 164.524	●	●	●	●	●	●	●	●	●	●
Amendment To Protected Health Information	45 CFR § 164.526	○	○	○	○	○	○	○	○	○	○
Accounting For Protected Health Information	45 CFR § 164.528	●	●	●	●	●	●	●	●	●	●
Administrative Requirements	45 CFR § 164.530	●	●	●	●	●	●	●	●	●	●
<b>HIPAA: Security</b>											
<b>Administrative Procedures to Guard Data Integrity, Confidentiality and Availability</b>											
Security Management Process	45 CFR § 164.308 (a)(1)	◎	◎	◎	◎	◎	◎	◎	◎	◎	◎
Assigned Security Responsibility	45 CFR § 164.308(a)(2)	●	●	●	●	●	●	●	●	●	●
Workforce Security	45 CFR § 164.308(a)(3)	◎	◎	◎	◎	◎	◎	◎	◎	◎	◎
Information Access Management	45 CFR § 164.308(a)(4)	●	●	●	●	●	●	●	●	●	●
Security Awareness and Training	45 CFR § 164.308(a)(5)	●	●	●	●	●	●	●	●	●	●
Security Incident Procedures	45 CFR § 164.308(a)(6)	●	●	●	●	●	●	●	●	●	●
Contingency Plan	45 CFR § 164.308(a)(7)	●	●	●	●	●	●	●	●	●	●
Evaluation	45 CFR § 164.308(a)(8)	●	●	●	●	●	●	●	●	●	●
Business Associate Contracts	45 CFR § 164.308(b)(1)	●	●	●	●	●	●	●	●	●	●
<b>Physical Safeguards to Guard Data Integrity, Confidentiality and Availability</b>											
Facility Access Controls	45 CFR § 164.310(a)(1)	●	●	●	●	●	●	●	●	●	●
Workstation Use	45 CFR § 164.310(b)	●	●	●	●	●	●	●	●	●	●
Workstation Security	45 CFR § 164.310(c)	●	●	●	●	●	●	●	●	●	●
Device and Media Controls	45 CFR § 164.310(d)(1)	●	●	●	●	●	●	●	●	●	●
<b>Technical Safeguards to Guard Data Integrity, Confidentiality and Availability</b>											
Access Control	45 CFR § 164.312(a)(1)	●	●	●	●	●	●	●	●	●	●
Audit Controls	45 CFR § 164.312(b)	●	●	●	●	●	●	●	●	●	●
Integrity	45 CFR § 164.312(c)(1)	●	●	●	●	●	●	●	●	●	●
Person or Entity Authentication	45 CFR § 164.312(d)	●	●	●	●	●	●	●	●	●	●
Transmission Security	45 CFR § 164.312(e)(1)	●	●	●	●	●	●	●	●	●	●

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Description	Legal Ref										
<b>ARRA/HITECH</b>											
<b>Part I -- Improved Privacy Provisions And Security Provisions</b>											
Application Of Privacy Provisions And Penalties To Business Associates Of Covered Entities;											
Annual Guidance On Security Provisions	§ 13401	●	●	●	●	●	●	●	●	●	●
Notification In The Case Of Breach	§ 13402	●	●	●	●	●	●	●	●	●	●
Education On Health Information Privacy	§ 13403	○	○	○	○	○	○	○	○	○	○
Application Of Privacy Provisions And Penalties To Business Associates Of Covered Entities	§ 13404	●	●	●	●	●	●	●	●	●	●
Restrictions On Certain Disclosures And Sales Of Health Information; Accounting Of Certain											
Protected Health Information Disclosures; Access To Certain Information In Electronic Format	§ 13405	⊙	⊙	⊙	⊙	⊙	⊙	⊙	⊙	⊙	⊙
Conditions On Certain Contracts As Part Of Health Care Operations	§ 13406	○	○	○	○	○	○	○	○	○	○
Temporary Breach Notification Requirement For Vendors Of Personal Health Records And											
Other Non-Covered Entities	§ 13407	●	●	●	●	●	●	●	●	●	●
Business Associate Contracts Required For Certain Entities	§ 13408	●	●	●	●	●	●	●	●	●	●
Clarification Of Application Of Wrongful Disclosures; Criminal Penalties	§ 13409	○	○	○	○	○	○	○	○	○	○
Improved Enforcement	§ 13410	○	○	○	○	○	○	○	○	○	○
Audits	§ 13411	●	●	●	●	●	●	●	●	●	●
<b>Part II -- Relationship To Other Laws; Regulatory References; Effective Date; Reports</b>											
Relationship To Other Laws	§ 13421	⊘	⊘	⊘	⊘	⊘	⊘	⊘	⊘	⊘	⊘
Regulatory References	§ 13422	⊘	⊘	⊘	⊘	⊘	⊘	⊘	⊘	⊘	⊘
Effective Date	§ 13423	⊘	⊘	⊘	⊘	⊘	⊘	⊘	⊘	⊘	⊘
Studies, Reports, Guidance	§ 13424	⊘	⊘	⊘	⊘	⊘	⊘	⊘	⊘	⊘	⊘

**Legend:**

Identified Gap	○
Partially Addressed	⊙
Currently Addressed	●
Not Applicable	⊘