

**Questions for Ethics CE Course on HIPAA  
for BACB™ Certificants and Psychologists\***

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**Instructions for Receiving Your CE Certificate for this course**

Please provide answers for all questions, below, and send to OBHS at [orlandobehaviorhealth@gmail.com](mailto:orlandobehaviorhealth@gmail.com) via email or U.S. mail, with your name and BACB certificate number and type and/or license no. to reference your course registration information. Your CE certificate will be sent electronically within a few days of receipt of the answers and achieving a passing score on this quiz.

The passing score to earn 3 Continuing Education Credits is 80% for all 20 items (18 questions plus the two Scenarios), or 16 correct out of the 20 items.

- 1.) What is HIPAA? In general, what does HIPAA law include?**
- 2.) What is the “Privacy Rule” ?**
  - (a) Why should you as a BCBA/BcaBA, Licensed Psychologist, or School Psychologist become familiar with this rule?**
  - (b) What agency establishes these rules?**
- 3.) Who is covered by the Privacy Rule?**
  - (a) What types of documents are included in this rule?**
  - (b) What type of information does it protect?**
- 4.) True or False: The Privacy Rule does not include providers using a third party billing service.**
- 5.) Define “Health Care Provider” as described in the Privacy Rule.**
  - (a) List three common “Identifiers.”**
- 6.) According to HIPAA law, are your notes, individual behavior or treatment plans, and intervention data from sessions obtained, considered “medical records?”**
- 7.) List three types of reports or records that are considered private or protected under HIPAA law.**

\*ETHICS CE Course – HIPAA Law for Behavior Analysts (BCBAs & BCaBAs)  
and all licensed Psychologists & school psychologists

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- 8.) **What type of documents are protected by transfer of information rules?**
- 9.) **It is permissible for office staff, such as an administrative assistant, to retrieve and handle client reports?**
- 10.) **True or False: A covered organization may make authorization for disclosure of private information a condition for enrollment or receiving benefits.**
- 11.) **What are the criminal penalties provided for in HIPAA law for knowingly disclosing individually identifiable health information?**
- 12.) **What are the penalties for intent to sell healthcare information considered as “personal identity” information?**
- 13.) **Name three possible exceptions to confidentiality of personal healthcare information.**
- 14.) **State how at least one of the BACB™ Guidelines for Responsible Conduct of Behavior Analysts regarding sharing of confidential client information may conflict with HIPAA law.**
  - (a) **What is a potential way to prevent or resolve such a conflict?**
- 15.) **What is meant by “Duty to Warn?”**
  - (a) **What are some of the potential limitations or considerations pertaining to this law?**
- 16.) **What are two steps you can take in your office/practice to protect the privacy of your clients’ electronic records?**
- 17.) **List two steps you can take to ensure protection and privacy of typed or written client records in your office or practice.**
- 18.) **State two precautions you can implement early in your establishing expectations with potential clients for preventing possible difficulties regarding the sharing of confidential information?**

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**Scenarios. Instruction:**

**Please read the following scenarios and answer the questions below each.**

**No. 1). You are a BCBA providing behavior analysis services for an adolescent and the primary physician calls you and asks you for information regarding this client, including what issues are being addressed and prognosis for their records. You do not have current authorization or approval from the parents to share or disclose information about the adolescent.**

- a) What do you tell the physician's office?**
- b) What suggestion can you offer to allow you to disclose such information about your client?**

**No. 2). You are a psychologist/behavior analyst providing therapy services for an adult client. The client's employer calls your office from the Human Resources Department and states that your client indicated to the HR office that you were providing therapy services and is seeking reimbursement under their healthcare plan (EAP services). You are not aware of any such arrangement with the client's employer and are not that employer's contracted EAP provider for therapeutic services.**

- a) What should you tell your client's HR representative?**
- b) What suggestions can you offer to rectify this situation on behalf of your client to assist her in seeking health insurance reimbursement?**

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