The Virtual Thirty-First National HIPAA Summit

Virtual Online Video Event Live and Archived

MARCH 1 – 4, 2022

The Leading Forum on Health Care EDI, Privacy, Confidentiality, Cybersecurity and HIPAA Compliance

www.HIPAASummit.com

Agenda current as of March 3, 2022.



TUITION SCHOLARSHIP PROGRAM: The HIPAA Summit is now offering a limited number of partial and full Tuition Scholarships to qualifying representatives of local, state and federal government, consumer advocate organizations, safety net providers, academics, students, representatives of health services research organizations, and those who have lost their jobs as a result of the COVID-19 pandemic.

PLATINUM GRANTOR:







BRONZE GRANTORS:



MEDIA PARTNERS:

health policy Health Affairs

MONDAY, FEBRUARY 28, 2022

PRECONFERENCE – AVAILABLE ONLINE ONLY **Requires Separate Registration**

PROFESSIONAL CERTIFICATION PRECONFERENCE: **CERTIFIED CYBER SECURITY ARCHITECT (CCSA)** TRAINING

Preconference includes training for the certification and the online certification examination (normal charge \$695).

Learning objectives:

- Examine establishing your enterprise compliance program on the NIST Framework
- Step through the latest in the DoD CMMC 2.0 cyber standard, a certification framework built on NIST
- Applicability of NIST Standards to create credible incident response, encryption, business continuity and other plans
- Review policy and procedure alignment with NIST, and ransomware readiness

10:30 am

Introductions, Welcome and Presentations



Uday Ali Pabrai, MSEE, CMMC (PA, PI), CISSP, Chief Executive, ecfirst, Inc., Irvine, CA

12:30 pm

1:00 pm

Presentations Continue

3:00 pm Preconference Adjournment

TUESDAY, MARCH 1, 2022

Break

HIPAA SUMMIT DAY I: OPENING PLENARY SESSION – HIPAA PRIVACY

Introduction and Overview and Posthumous Award of HIPAA Summit Distinguished Service Award to Chris Apgar



Adam Greene, JD, MPH, Partner, Davis Wright Tremaine; Former Senior Health Information Technology and Privacy Specialist, Office for Civil Rights, US Department of Health and Human Services, Washington, DC (Co-chair)

10:30 am **OCR Policy and Implementation Update**



Lisa J. Pino, JD, Director, Office for Civil Rights, US Department of Health and Human Services; Former Executive Deputy Commissioner, New York State Department of Health; Former Senior Counselor, US Department of Homeland Security; Former Deputy Assistant Secretary for Civil Rights, US Department of Agriculture, Washington, DC

11:30 am **ONC Policy and Implementation Update**



Micky Tripathi, MPP, PhD, National Coordinator for Health Information Technology, US Department of Health and Human Services, Washington, DC



Information Blocking Rule Update

Elise Sweeney Anthony, JD, Executive Director, Office of Policy, Office of the National Coordinator for Health Information Technology, US Department of Health and Human Services, Washington, DC



Michael Lipinski, JD, Division Director of Regulatory Affairs, Office of the National Coordinator for Health Information Technology, US Department of Health and Human Services, Washington, DC

12:45 pm Break



FTC Privacy Enforcement Update



Protection, US Federal Trade Commission, Washington, DC

Chief Privacy Officers Best Practices Roundtable



Lori Lamb, System Vice President and National Privacy Officer, CommonSpirit Health, Englewood, CO



Jacki Monson, JD, HCISPP, CHPC, CHC, Vice President, Chief Technology Risk Officer, Chief Information Security Officer & Chief Privacy Officer, Sutter Health; former Chief Privacy Officer, Mayo clinic, Sacramento, CA



Greg Radinsky, JD, MBA, Senior Vice President and Chief Corporate Compliance Officer, Northwell Health; Former Associate Counsel, Office of the Inspector General, US Department of Health and Human Services, Great Neck, NY



Bianca (Paraguya) Sellinger, Director of Privacy and Enterprise Ethics and Compliance, One Medical; Former Interim Privacy Compliance Supervisor, USF Medical Center, San Francisco, CA



Iliana Peters, JD, LLM, Shareholder, Polsinelli; Former Acting Deputy Director, Health Information Privacy, Office for Civil Rights, US DHHS, Washington, DC (Moderator)

2:30 pm Break All times are EST.



^{10:00} am

All times are EST.

MINI-SUMMITS GROUP | 2:45 pm – 3:45 pm

Mini Summit 1: HIPAA Workforce Training: HIPAA **Privacy Basics**

2:45 pm Adam Greene, JD, MPH, Partner and Co-chair, Health Information and HIPAA Practice, Davis Wright Tremaine LLP; HIPAA Summit Distinguished Service Award Winner; Former Senior Health Information, Technology and Privacy Specialist, Office for Civil Rights, US Department of Health and Human Services, Washington, DC

Mini-Summit 2: State Consumer Data Privacy Laws and the FTC Breach Notification Law & Responding to OCR **Document Request**

2:45 pm It Is Not Just HIPAA Anymore: The Implication of State Consumer Data Privacy Laws and the FTC Breach Notification Law for Health Data

> Thora A. Johnson, JD, Partner and Chair of Healthcare Practice, Orrick, Washington, DC

Dave Sclar, MSc, JD, Healthcare Compliance and Privacy Officer, WW International; Former Vice President, Business Affairs and Legal and Chief Privacy Officer, Rally Health, Washington, DC

I got an OCR Document Request! 3:15 pm Now, What Do I Do?

Mark J. Fox, CHC, CHPC, CHRC, Privacy and Research Compliance Officer, American College of Cardiology Foundation, Washington, DC

Thora A. Johnson, JD, Partner and Chair of Healthcare Practice, Orrick, Washington, DC

Mini Summit 3: Telehealth Cybersecurity Considerations: What Telehealth Cybersecurity Risks are Lingering? **Pulling Back the Pandemic Rug**

George W. Jackson, Jr., MBA, PhD, HCISSP, CISSP, PMP, Director, 2:45 pm Health IT and Digital Health, Clearwater, Shaker Heights, OH

Jeffrey L. Kapp, JD, Partner, Jones Day, Cleveland, OH

Dawn Morgenstern, MBA, CHPC, CCSFP, Director, Consulting Services, Clearwater; Former Privacy Official and Financial Privacy Officer, Walgreen Co., Nashville, TN (Moderator)

Mini-Summit 4: Better Late Than Never: Blueprint for New Year's Privacy and Security Resolutions

2:45 pm Amy Kabaria, JD, CIPP/US, Associate, Davis Wright Tremaine; Former Chief Privacy Officer and Assistant General Counsel, Huron, Washington DC Rebecca L. Williams, RN, JD, Partner and Co-Chair, Health Information Practice, Davis Wright Tremaine, Seattle, WA

DAY I ADJOURNMENT 3:45 pm

WEDNESDAY, MARCH 2, 2022

HIPAA SUMMIT DAY II: MORNING PLENARY SESSION -HIPAA SECURITY

10:00 am



Iliana Peters, JD, LLM, Shareholder, Polsinelli; Former Acting Deputy Director, Health Information Privacy, Office for Civil Rights, US Department of Health and Human Services, Washington, DC (Co-Chair)

Welcome and Introduction and Cybersecurity

10:30 am **OCR Cybersecurity Update**

Incident Response Update



Nicholas Heesters, MEng, JD, CIPP, Senior Advisor for Cybersecurity, Office for Civil Rights, US Department of Health and Human Services, Philadelphia, PA

CMMC 2.0: DoD New Cyber Standard Built on NIST



11:00 am

Uday Ali Pabrai, MSEE, CMMC (PA, PI), CISSP, Chief Executive, ecfirst, Inc., Irvine, CA

11:30 am





Aligning Health Care Industry Security Approaches



Josh Corman, Former Chief Strategist, Cybersecurity and Infrastructure Security Agency; Co-Founder http://lamTheCavalry.org and http://Rugged Software.org; Former Director, Cyber Statecraft Initiative, Brent Scowcroft Center on International Security, Atlantic Council, Dover, NH



Laura Wolf, PhD, Director, Division of Critical Infrastructure Protection, US Department of Health and Human Services, Washington, DC



Erik Decker, MS, Assistant Vice President and Chief Information Security Officer, Intermountain Healthcare; Co-Lead, 405D Task Group for Implementing the Cybersecurity, US Department of Health and Human Services, Chicago, IL (Moderator)

Luncheon Break; Visit Exhibit Hall

Keynote Cybersecurity Roundtable



Erik Decker, MS, Assistant Vice President and Chief Information Security Officer, Intermountain Healthcare; Co-Lead, 405D Task Group for Implementing the Cybersecurity, US Department of Health and Human Services, Chicago, IL

David Finn, MA, Vice President, College of Healthcare, Information Management Executives (CHIME), Association for Executives in Healthcare Information Applications, Association for Executives in Healthcare Information Technology, and Association for Executives in Healthcare Information Security, Houston, TX



Heather Roszkowski, DSc, Assistant Vice President, Cyber Defense & Enterprise, Chief Information Security Officer, Augusta University; Former Chief Information Security Officer, Augusta, GA Anahi Santiago, EMBA, Chief Information Security Officer, Christiana-



Care; Former Director, Information Security and Support Services, Albert Einstein Healthcare Network, Philadelphia, PA David Holtzman, JD, CIPP, Founder and Principal, HITprivacy, LLC;



Former Senior Health Information Technology and Privacy Specialist, Office for Civil Rights, US Department of Health and Human Services; Former Privacy and Security Officer, Mid-Atlantic Region, Kaiser Permanente, Germantown, MD (Moderator)

1:30 pm Break







All times are EST.

MINI-SUMMITS GROUP II 1:45 pm - 2:45 pm

Mini Summit 5: HIPAA Workforce Training: Breach Notification Rule and HIPAA Enforcement Rule

1:45 pm Iliana Peters, JD, LLM, Shareholder, Polsinelli; Former Acting Deputy Director, Health Information Privacy, Office for Civil Rights, US Department of Health and Human Services, Washington, DC

Mini-Summit 6: Cybersecurity Solutions & Privacy and Security for Health Care M&A

1:45 pm Cybersecurity Solutions for Expanding Health Care Boundaries

> **Ronald Pulivarti**, Healthcare Program Manager, National Institute of Standards and Technology (NIST)/National Cybersecurity Center of Excellence (NCCoE), Rockville, MD

Sue Wang, MSc, *Principal Cybersecurity Engineer, MITRE and National Cybersecurity Center of Excellence (NCCoE), Rockville, MD*

2:15 pm Privacy and Security for Health Care M&A: When Questionnaires Are Not Enough

> Michael T. Borgia, JD, Partner and Chair, Information Security Group, Davis Wright Tremaine LLP, Washington, DC

Adam Greene, JD, MPH, Partner and Co-chair, Health Information and HIPAA Practice, Davis Wright Tremaine LLP; HIPAA Summit Distinguished Service Award Winner; Former Senior Health Information, Technology and Privacy Specialist, Office for Civil Rights, US Department of Health and Human Services, Washington, DC

Mini-Summit 7: Defining Designated Record Set and Electronic Health Information in an Electronic World

1:45 pm Joseph Kannry, MD, Lead Technical Informaticist, EMR Clinical Transformation Group, Mount Sinai System, New York, NY

> **Josh Mast, JD**, Director and Product Regulatory Strategist, Cerner Corporation, on behalf of the Electronic Health Records Association; Former Contracts and Program Compliance Manager, Kansas Health Policy Authority, Shawnee, KS

> Wes Morris, CHPS, CIPM, HCISPP, Senior Director, Consulting Services, Clearwater, Mountain Home, ID

> Lauren Riplinger, JD, Vice President, Policy and Government Affairs, American Health Information Management Association (AHIMA); Former Director of Policy and Government Affairs, Health Data Consortium; Former Chief of Staff/Senior Policy Advisor, Missouri's Second Congressional District, US House of Representatives, Washington, DC (Moderator)

Mini-Summit 8: Top 5 Takeaways as HHS Addresses Misconceptions on the Applicability of HIPAA to COVID-19 Vaccination Information & Common Highly Visible HIPAA Violations & Simple Solutions

1:45 pm Top 5 Takeaways as HHS Addresses Misconceptions on the Applicability of HIPAA to COVID-19 Vaccination Information

> **Jennifer L. Urban, JD, CIPP/US,** Partner Foley & Lardner; Co- founder, Midwest Cyber Security Alliance, Milwaukee, WI

2:15 pm Common Highly Visible HIPAA Violations & Simple Solutions Paul R. Hales, JD, Founder and Partner, Hales Law Group; Principal Consultant, ET&C Group LLC, St. Louis, MO MINI-SUMMITS GROUP III 3:00 pm - 4:00 pm

Mini Summit 9: HIPAA Workforce Training: HIPAA Security Basics

3:00 pm David Holtzman, JD, CIPP, Founder and Principal, HITprivacy, LLC; Former Senior Health Information Technology and Privacy Specialist, Office for Civil Rights, US Department of Health and Human Services; Former Privacy and Security Officer, Mid-Atlantic Region, Kaiser Permanente, Germantown, MD

Mini-Summit 10: Beyond HIPAA: Regulating Data in the Health Care Sector

3:00 pm Trinity Car, JD, CIPP/US, CIPM, FIP, PLS, Associate General Counsel and Privacy Officer, eHealth, Santa Clara, CA

Joanne Charles, JD, Senior Corporate Counsel, Privacy and Regulatory Affairs, Microsoft; Former Associate General Counsel, MDLIVE, Inc.; Former Privacy Officer and Senior Compliance Specialist, Independent Living Systems, Inc., Redmond, WA

Elliot Golding, JD, CIPP/US, Partner, Data Privacy and Cybersecurity Group, Squire Patton Boggs, Washington, DC

Mini-Summit 11: FDA Cybersecurity Update & Advanced Issues in Pharmaceutical and Medical Device Privacy Programs

3:00 pm FDA Cybersecurity Update

Aftin Ross, PhD, Senior Special Advisor for Emerging Initiatives, Center for Devices and Radiological Health, US Food and Drug Administration (FDA), Washington, DC

3:30 pm Advanced Issues in Pharmaceutical and Medical Device Privacy Programs

> Adam C. Solander, JD, MA, Partner, Data, Privacy and Security, King and Spalding; Co-chair, Ad Hoc Sunshine and State Law Compliance Group, Washington, DC

Mini-Summit 12: Privacy Program Management: Auditing & Monitoring & Training & Education

- 3:00 pm Privacy Program Management: Implementing a Proactive Access Auditing & Monitoring Program Angela M. Alton, MPA, CHPC, CHC, Vice President, Privacy Officer, Ann & Robert H. Lurie Children's Hospital of Chicago; Former Deputy Chief Privacy Officer, Bay Area Operating Unit, Sutter Health, Chicago, IL
- 3:30 pm Privacy Program Management: Increasing Privacy Program Effectiveness Through Training & Education

Angela M. Alton, MPA, CHPC, CHC, Vice President, Privacy Officer, Ann & Robert H. Lurie Children's Hospital of Chicago; Former Deputy Chief Privacy Officer, Bay Area Operating Unit, Sutter Health, Chicago, IL

Tracy McCullough, JD, CHC, CHPC, Director, Compliance & Integrity Education, Ann & Robert H. Lurie Children's Hospital of Chicago; Former Compliance and Privacy Officer, MetroSouth Medical Center, Chicago, IL

4:00 pm Day II Adjournment

2:45 pm Break

THURSDAY, MARCH 3, 2022

HIPAA SUMMIT DAY III: PLENARY SESSION -HIPAA AND HEALTH REFORM



Introductions and Analyzing the Past, Present and Future of Health Privacy

10:45 am



Patients and Digital Health Data Access: Update

College of Law, American University, Washington, DC (Co-Chair)

Kirk J. Nahra, JD, Partner, Wilmer Hale; Adjunct Professor, Washington

Deven McGraw, JD, MPH, LLM, Co-founder and Lead, Data Stewardship and Data Sharing, Ciitizen Platform; Former Deputy Director, Health Information Privacy, Office of Civil Rights, US Department of Health and Human Services; Former Director, Health Privacy Project, Center for Democracy & Technology, Redwood City, CA

11:15 am

Emerging Problems in Privacy and Digital Health

Lucia C. Savage, JD, Chief Privacy and Regulatory Officer, Omada Health; Advisor, Evidation Health; Former Chief Privacy Officer, Office of the National Coordinator for Health Information Technology; Former Senior Associate General Counsel, UnitedHealthcare; Former General Counsel, Pacific Business Group on Health, Washington, DC

Robyn Eckerling, JD, MPH, Chief Privacy Officer, Tempus; Former Vice

President, Chief Privacy and Security Counsel, Allscripts; Former Privacy



How Privacy Can Help and Hurt Health Care



1:00 pm

Best Practices for Leveraging New Technologies

in Health Care Today and Tomorrow: Covering HIPAA, CCPA, and State laws

Kate Black, JD, Partner, Hintze Law PLLC; Former Global Privacy Officer and Senior Counsel, 23andMe; Former Health Privacy Counsel, Center for Democracy and Technology, San Francisco, CA



Venora Hung, JD, CIPP/E, CIPT, CIPM, Associate General Counsel, Truepill; Former Senior Commercial and Privacy Counsel, Nevro; Former Senior Commercial and Privacy Counsel, Genomic Health, Half Moon Bay, CA



Ryan Tyrell Lipinski, JD, Compliance Officer, Health Care Service Corporation/Blue Cross Blue Shield; Former Assistant Attorney General, Illinois Attorney General's Office, Chicago, IL



Rene Quashie, JD, Vice President, Policy and Regulatory Affairs, Digital Health, Consumer Technology Association; Former Member, Legal Resource Team, Center for Telehealth and eHealth Law, Washington, DC



Sheila Sokolowski, JD, Partner and Chair Health and Biotech Privacy, Hintze Law PLLC, Chicago, IL (Moderator)

2:00 pm

Break

MINI-SUMMITS GROUP IV 2:15 pm – 3:15 pm

Mini-Summit 13: HIPAA Workforce Training: How to Achieve the Right Balance of Data Privacy and IT Security

2:15 pm Pamela Hrubey, DrPH, CIPM, CIPP/US, CCEP, Principal, Consulting, Crowe LLP; Former Chief Privacy Officer and Senior Ethics and Compliance Officer, Global Shared Services, Eli Lilly and Company, Indianapolis, IN

Mini-Summit 14: Certifiers and Accreditors: SOC, HITRUST and EHNAC

2:15 pm Doug Kanney, *HITRUST CSF Assessor, ISO 9001 & 27001 Lead Auditor, Principal, HITRUST and HIPAA, Schellman, Columbus, OH*

Michael Parisi, MBA, Vice President for Adoption, HITRUST, Frisco, TX

Lee Barrett, Chief Executive Officer and Executive Director, Electronic Health Network Accreditation Commission (EHNAC), Farmington, CT (Moderator)

Mini-Summit 15: Privacy and Security Issues Raised by Health Care Mobile Apps and Aggregating Health System Data

2:15 pm Jodi Daniel, JD, MPH, Partner and Member, Steering Committee, Health Care Group, Crowell & Moring; Former Founding Director, Office of Policy, Office of the National Coordinator for Health Information Technology, US Department of Health and Human Services, Washington, DC

> **Cora Han,** Chief Health Data Officer, Office of the President, University of California Health; Former Senior Attorney, Division of Privacy and Identity Protection, US Federal Trade Commission, Oakland, CA

Mini-Summit 16: Reflections on my Years as OCR Director & Modern Cloud Environments and Privacy Policy

 2:15 pm Reflections on my Years as OCR Director
Roger Severino, JD, MPP, Senior Fellow, Ethics and Public Policy Center; Former Director, Office for Civil Rights, US Department of Health and Human Services; Former Director, DeVos Center for Religion and Civil Society, Heritage Foundation, Washington, DC
Bob Chaput, MA, CISSP, HCISPP, CRISC, CIPP/US, Founder and Executive Chairman, Clearwater; Former Vice President, Technology Operations, GE Information Services, Nashville, TN (Interviewer)
2:45 pm Modern Cloud Environments and Privacy Policy Donald Rucker, MD, MBA, Chief Strategy Officer, 1upHealth; Former National Coordinator for Health Information Technology, Arlington, VA

3:15 pm Break

Sessions Continued Next Page

Continued

MINI-SUMMITS GROUP V 3:30 pm - 4:30 pm

Mini-Summit 17: HIPAA Workforce Training: HIPAA Administrative Transactions Basics

Robert M. Tennant, MA, Vice President, Federal Affairs, Workgroup 3:30 pm for Electronic Data Interchange (WEDI); Former Director, HIT Policy, Medical Group Management Association, Washington, DC (Co-Chair)

Mini-Summit 18: OCR Civil Monetary Penalties & Right of **Access Initiative Enforcement**

3:30 pm Why Rigorous Compliance is Critical in ROI Lessons Learned from OCR Civil Monetary Penalties

Elizabeth A. Delahoussaye, RHIA, CHPS, Senior Vice President, Compliance and Privacy, Ciox Health, Knoxville, TN

Lessons Learned from OCR's Right of Access 4:00 pm **Initiative Enforcement** Valerie Breslin Montague, JD, CIPP/US, Partner, Nixon Peabody LLP, Chicago, IL

Mini-Summit 19: Health information Privacy in a HIE & Applying HIPAA would Help Facebook Transform Mental Health

Health information Privacy in a Health Information 3:30 pm Exchange (HIE)

Paul T. Smith, JD, Partner, Hooper, Lundy & Bookman, San Francisco, CA

Mini-Summit 20: How HIPAA Applies to Payment and Delivery Reform Initiatives & Cyber Insurance, Cybersecurity Questionnaires and Contracts

3:30 pm How HIPAA Applies to Payment and Delivery Reform Initiatives, including Accountable Care, **Bundled Payment, Medical Home and Capitation** Contracts Rebecca Frigy Romine, JD, MPH, Shareholder, Health Law, Polsinelli PC, St. Louis, MO Cyber Insurance, Cybersecurity Questionnaires 4:00 pm and Contracts: Wouldn't it be Nice if HIPAA was Your Biggest Worry? Mike Semel, CHCP, CHA, CSCS, CBCP, CMMC Registered

Practitioner, President, Semel Consulting, Sarasota, FL

4:30 pm **Day III Adjournment**

FRIDAY, MARCH 4, 2022

HIPAA SUMMIT DAY IV: CLOSING PLENARY SESSION -DATA FXCHANGE CHALLENGES AND OPPORTUNITIES: AN UPDATE ON HIPAA TRANSACTIONS AND FHIR







Welcome and Introductions

Robert M. Tennant, MA, Vice President, Federal Affairs, Workgroup for Electronic Data Interchange (WEDI); Former Director, HIT Policy, Medical Group Management Association (MGMA), Washington, DC (Co-chair)



Data Exchange: The Current Federal Environment

Alexandra (Alix) Goss, Vice President and Senior Consultant, Imprado; Former Co-Chair, Standards Subcommittee, National Committee on Vital and Health Statistics; Former Executive Director, PA eHealth Partnership Authority, Harrisburg, PA

11:30 am

HIPAA Transactions: An Update on the CAQH Index and Operating Rules



12:00 pm

Luncheon Break; Visit Exhibit Hall



FHIR Transactions: An Update on HL7 Da Vinci



1:30 pm

Viet Nguyen, MD, Chief Standards Implementation Officer, Health Level Seven, Technical Director, HL7 Da Vinci Project, Salt Lake City, UT

HIPAA Transactions and FHIR: The Physician Perspective Heather McComas, PharmD, Director, Administrative Simplification



2:30 pm



Achieving Administrative Automation Through Standards

John Kelly, MHA, Principal Business Advisor, Edifecs; Board Member, Massachusetts Health Data Consortium and Workgroup for Electronic Data Interchange (WEDI), Suffolk, MA

Initiatives, American Medical Association; Former Professional Affairs

Closing Plenary Session Faculty Q&A

SUMMIT ADJOURNMENT 3:00 pm

