



## **NOTICE OF PRIVACY PRACTICES**

As required by the Health Insurance Portability & Accounting Act of 1996  
Effective April 14, 2003

**THIS NOTICE DESCRIBES HOW MEDICAL INFORMATION ABOUT YOU MAY BE USED AND DISCLOSED AND HOW YOU CAN GET ACCESS TO THIS INFORMATION. PLEASE REVIEW IT CAREFULLY.**

This notice applies to the following facilities:

**MANOA ELDER CARE, LLC**

2240 Oahu Avenue, Honolulu, Hawaii  
2250 Oahu Avenue, Honolulu, Hawaii  
2870 Oahu Avenue, Honolulu, Hawaii

**MANOA SENIOR CARE, LLC**

2872 Oahu Avenue, Honolulu, Hawaii

**WINMAX SENIOR CARE, LLC**

3808 Harding Avenue, Honolulu, Hawaii

**KAIMUKI SENIOR CARE, LLC**

918 12<sup>th</sup> Avenue, Honolulu, Hawaii  
930 12<sup>th</sup> Avenue, Honolulu, Hawaii

These facilities may share medical information with each other for treatment, payment or health care operations as described in this notice.

**WHO WILL FOLLOW THE TERMS OF THIS NOTICE:**

- All health care professionals, employees, administration and other personnel from these facilities authorized to access your medical record;
- Independent health care providers involved in your care while practicing in one or more of our facilities (such as physicians and therapists); and
- Other entities that provide health care services to you in a way that is integrated with our services at one or more of our facilities and their health care professionals, employees, students, volunteers and other personnel.

**OUR PLEDGE REGARDING YOUR MEDICAL INFORMATION**

We are required by law to:

- Make sure that medical information that identifies you is kept private;
- Give you this notice of our legal duties and privacy practices with respect to medical information about you; and
- Follow the terms of this notice.

## HOW WE MAY USE AND DISCLOSE MEDICAL INFORMATION ABOUT YOU

The following categories describe different ways that we may use and disclose your medical information:

- **Treatment.** We may use your medical information to provide you with medical treatment or services. We may disclose your medical information to others who are involved in taking care of you. For example, a doctor treating you may need to share your medical information (such as x-rays, lab work, prescriptions) with others to coordinate your care.
- **Payment.** We may use and disclose medical information so that services can be billed. For example, we may need to give your health plan information about services that you received so your health plan can pay us. We may also tell your health plan about a planned treatment to determine whether your plan will cover the treatment.
- **Health Care Operations.** We may use and disclose medical information about you for health system operations. For example, we may use your information to review our treatment and services and continually assess the care and services we offer.
- **Business Associates.** We may disclose your health information to contractors, agents and other associates who need information to assist us in carrying out our business operations. We require that all business associates protect your health information.
- **Health-related Benefits and Treatment Alternatives.** We may use and disclose medical information to tell you about or recommend health-related benefits, services or treatment alternatives that may be of interest to you.
- **Facilities Directories.** We keep your name, location, general conditions (e.g. critical, stable), and religious affiliation and disclose this information to members of the clergy and others who may ask for you by name. You can ask us to remove your name from the directory when you are hospitalized.
- **Individuals Involved in Your Care or Payment for Your Care.** If you do not object, we may release medical information about you to a friend or family member who is involved in your care or payment for your care. We may also tell your family or friends your condition and that you are in our home. During a disaster (e.g. a flood), medical information may be disclosed to assist with relief efforts.
- **For Research.** We may use or disclose medical information about you to perform research. We will either ask for your permission or get permission from an Institutional Review Board or Privacy Board before using or disclosing your information for research.
- **Incidental Disclosures.** Disclosures of your information may occur during or as an unavoidable result of our otherwise permissible uses or disclosures of your health information. For example, during the course of your stay, other Residents in the area may see or overhear discussion of your health information.

### IN SPECIAL SITUATIONS:

- **As Required By Law.** We may disclose medical information about you without your authorization when required to do so by federal, state or local law.
- **Victims of Abuse or Neglect.** We may release your health information to a public health authority authorized to receive reports of abuse or neglect.
- **Military and Veterans.** If you are or have been a member of the armed forces, we may release your medical information as required by the Department of Defense, Transportation or Veterans Affairs.
- **Workers' Compensation.** We may release medical information about you to programs that provide benefits for work-related injury illness.

- **Public Health Purposes.** We may disclose medical information about you for public health activities related to prevention or control of disease, injury or disability.
- **Health Oversight Activities.** We may disclose your medical information to health oversight organizations authorized to conduct audits, investigations, and inspections of our facilities.
- **Lawsuits and Disputes.** If you are involved in a lawsuit or a dispute, we may disclose your medical information in response to a court or administrative order, subpoena or other lawful process.
- **Law Enforcement.** We may release health information for law enforcement purposes. Examples include in response to a court order, subpoena, warrant or summons.
- **To Avert a Serious and Imminent Threat to Health or Safety.** We may use your health information or share it with others when necessary to prevent a serious and imminent threat to your health or safety, or the health or safety of another person or the public.
- **Organ and Tissue Donation.** We may release medical information to organizations that handle organ, eye or tissue transplantation.
- **Coroners, Medical Examiners and Funeral Directors.** We may disclose health information to funeral directors, coroners and medical examiners as permitted by law to carry out their duties.

## PRIVACY RIGHTS

You have the following rights regarding medical information we maintain about you:

- **Right to Inspect and Receive Copies.** You may ask to inspect and receive copies of medical information that may be used to make decisions about your care. Usually this includes medical and billing records but not psychotherapy notes. In limited situations, we may deny some or all of your requests to see or receive copies of your records, but if we do, we will tell you why in writing and explain your right, if any, to have our denial reviewed.
- **Right to Amend.** If you feel your medical information is incorrect or incomplete, you may ask to amend the information for as long as the information is kept by Manoa Senior Care. Your request must be made in writing to us. You must provide a reason that supports your request.

We may deny your request if the information:

- ❖ Was not created by us, unless the person or entity that created the information is no longer available to make the amendment;
- ❖ Is not part of the medical information kept by or for us;
- ❖ Is not part of the information that you would be permitted to inspect or receive copies; or
- ❖ Is already accurate and complete.

If your request to amend your record is denied, you will have the right to have certain information related to your requested amendment in your records. These rights will be explained to you in the written denial notice.

- **Right to a Listing of Persons Receiving Your Medical Information.** You may request an “accounting of disclosures” of medical information released about you. An accounting of disclosures does not include disclosures made:

- ❖ to you or your personal representative;
- ❖ with your written authorization
- ❖ for treatment, payment or health care operations;
- ❖ from the patient directory;
- ❖ to your family or friends involved in your care or payment for your care; or
- ❖ incidental to permissible uses or disclosures.

To request this list, submit your request in writing to Manoa Senior Care, 918 12<sup>th</sup> Avenue, Suite 1000, Honolulu, Hawaii 96816. Your request must state a time period, which may not be longer than six years and may not include dates before April 14, 2003. The first list you request within a 12 month period will be free. We may charge you for the costs of providing additional lists. We will notify you of the cost involved and you may withdraw or change your request before you are charged any fees.

- **Right to Request Restrictions.** You have the right to request a restriction on how we use or disclose your health information to treat your condition, collect payment for your treatment or for our health care operations. We are not required to agree to your request. If we do agree, we will fulfill your request unless the information is needed to provide you emergency treatment.
- **Your Right to Request Confidential Communications.** You have the right to ask that we share information with you in a certain way or a certain place. For example, you may ask us to send information to your work address instead of your home address. We do our best to accommodate such a request,
- **Right to a Paper Copy of this Notice.** You may request a paper copy of this notice. You may also obtain a copy of this notice at the following website: [www.Manoaseniorecare.com](http://www.Manoaseniorecare.com).
- **Changes to this Notice.** We reserve the right to revise this notice. A revised notice will be effective for medical information we already have about you as well as any information we may receive in the future. We are required by law to comply with whatever notice is currently in effect. Any changes to our notice will be published on our website: [www.Manoaseniorecare.com](http://www.Manoaseniorecare.com). If the changes are material, a new notice will be posted in our facilities before it takes effect.
- **Complaints.** If you believe your privacy rights have been violated, you can file a complaint with the Secretary of the Department of Health and Human Services. To file a privacy-related complaint with us, you may submit it in writing to Manoa Senior Care, 918 12<sup>th</sup> Avenue, Suite 1000, Honolulu, Hawaii 96816. You will not be penalized for filing a complaint.

#### OTHER USES OF MEDICAL INFORMATION

Other uses and disclosures of medical information not covered by this notice or the laws that apply to us will be made only with your written permission. If you provide us permission to use or disclose medical information about you, you may revoke that permission, in writing, at any time. However, we are unable to take back any disclosures we have already made with your permission.

If you have any concerns about the uses of your medical information, please feel free to discuss the issues with your health care providers. If you have questions about this notice, please call (808) 440-0560.