

**HIPAA Attestation for Reproductive Health Care PHI**  
**Information for the Person Requesting the PHI**

Why we need an Attestation

Recent federal regulations at 45 C.F.R. § 164.509 require greater privacy protection for PHI potentially relating to reproductive health care, regardless of the patient's gender. Unless the patient gives us written authorization to release the PHI to you, we cannot disclose the requested information unless you attest that the PHI will not be used for a "prohibited purpose."

"Prohibited purposes" include using the requested PHI to investigate or impose penalties on a patient, health care provider, or other person for *seeking, obtaining, providing, or facilitating* lawful reproductive health care. "Lawful" includes any care that was legal at the time and in the state where it was provided.

If you are requesting information about reproductive health care provided by an entity other than VUMC or its business associates, please note that the federal regulations require us to assume such treatment was lawful unless you provide us with a document that demonstrates a substantial factual basis that the reproductive health care in question was not lawful under the specific circumstances in which it was provided.

NOTE: In addition to completing the Attestation, you will need to provide an appropriate search warrant, subpoena, court order, VUPD request, or other document regarding the release of the information.