



County of Fairfax, Virginia

To protect and enrich the quality of life for the people, neighborhoods and diverse communities of Fairfax County

Fairfax County Health Department
10777 Main Street, Suite 203
Fairfax, Virginia 22030
www.fairfaxcounty.gov

NOTIFICATION OF UNAUTHORIZED RELEASE OF PERSONAL PATIENT INFORMATION

December 11, 2013

Dear _____:

This letter is to inform you that on October 24, 2013, Fairfax County's Community Health Care Network (CHCN), Bailey's Health Center was notified of an unauthorized disclosure of some of your personal information. This notification is conducted pursuant to 45 C.F.R. §164.404 and Va. Code Ann. § 18.2-186.6. Fairfax County is mandated by Federal Health Insurance Portability and Accountability Act (HIPAA) regulations to account for accidental breaches of patient records. In addition, we believe it is prudent to notify you of this incident so that you can take all reasonable and necessary steps to protect yourself and your personal information.

This notification has been provided to you because you are, or were at one time, a patient at the Bailey's Health Center.

The following is a brief description of the nature of the privacy breach. Fairfax County contracts with Molina Healthcare, Inc., <http://www.molinahealthcare.com>, ("Molina") to manage the Bailey's Health Center, which is part of the Fairfax County Health Department's CHCN program. Molina then subcontracts with a company named Health Business Systems, Inc., <http://hbsrx.com/>, ("HBS"), which maintains a pharmacy database and provides prescription services to Bailey's Health Center patients. On October 18, 2013, HBS notified Molina that a computer file containing pharmaceutical records on 1,499 Bailey's Health Center patients was inadvertently left on an unsecured computer server and accessed by three separate entities on four occasions between September 9, 2013 and October 3, 2013. The breach was discovered through a routine forensic audit performed by HBS in the normal course of business. The error was discovered on October 4, 2013; all of the compromised files containing personal patient information were moved to a secured server on October 7, 2013.

The following is a brief description of the type of patient information that was improperly accessed through the unsecured server by the above referenced entities: name and address of the patient; pharmacy identification number of the patient; medication name and dosage; description of medication National Drug Code (NDC); payment information; prescriber's name and address; and some patient social security numbers.

For your protection:

1. You should notify the three credit bureaus listed below of the breach of your personal information and obtain credit monitoring services. In addition, you should place a fraud alert on your credit file. A fraud alert tells creditors to call you before opening any new accounts in your name. You can call any one of the agencies below to have a fraud alert placed on your file as well as get a free credit report from each agency.
 - TransUnion: 1-800-888-4213
 - Experian: 1-888-397-3742
 - Equifax: 1-800-685-1111

2. We are offering you a one year identity protection service from AllClear ID at no cost to you. This service helps protect you from misuse of your personal information. Your free AllClear ID identity protection will be valid for one year from the date you enroll. You may enroll in the AllClear ID service online at <https://enroll.allclearid.com> or by calling (877) 615-3768. . The Activation Code is _____.

Fairfax County has taken the circumstances surrounding this breach of patient privacy very seriously. Although the County has in place multiple administrative requirements needed to protect your health information in compliance with HIPAA, this incident has lead us to review our current contract language and requirements related to the handling of pharmaceutical records to prevent such occurrences in the future. We plan to take further steps to safeguard our patient care records including a review of existing databases in order to confirm that all private patient information is secured on encrypted servers pursuant to Fairfax County Policy. Fairfax County will continue to take all necessary steps to protect the personal information of patients of the CHCN.

If you require additional information concerning your HIPAA patient rights or you believe Fairfax County has not complied with HIPAA requirements in this action, you may contact:

Fairfax County Government HIPAA Compliance Program
George M. Ward
HIPAA Compliance Manager
12000 Government Center Parkway, Suite 527
Fairfax, VA 22035
Phone: (703) 324-4136, TTY (703) 968-0217

Secretary of the Federal Department of Health and Human Services (HHS), through the Office for Civil Rights:

Office for Civil Rights, Region III
U.S. Department of Health and Human Services
150 S. Independence Mall West, Suite 372
Philadelphia, PA 19106-3499
Phone: (215) 861-4441, TTY (215) 861-4440

Affected patients may also contact Robin Mullet, the Assistant Program Manager at the CHCN Bailey's Health Center, for more information about this specific breach of information.

Robin Mullet
Assistant Program Manager
10777 Main Street, Suite 203
Fairfax, VA 22030
(703) 246-2962, TTY 711
robin.mullet@fairfaxcounty.gov

Sincerely,

Gloria Addo-Ayensu, MD, MPH
Director of Health