CONFIDENTIALITY OF ALCOHOL AND DRUG ABUSE PATIENT IDENTIFYING INFORMATION

NORTH DAKOTA DEPARTMENT OF HUMAN SERVICES
FISCAL ADMINISTRATION
SFN 1176 (4-2015)

Clear Fields

Client Name	Client ID

The confidentiality of alcohol and drug abuse patient records maintained by Regional Human Service Center Substance Abuse programs are protected by Federal law and regulations. Generally, a program may not inform any person outside of the program that a patient attends any programs, or disclose any information identifying a patient as an alcohol or drug abuser, unless:

1) The patient provides written consent;
2) The disclosure is allowed by a proper court order;
3) The disclosure is made to medical personnel in a medical emergency;
4) The disclosure is made to qualified personnel for research, audit, or program evaluation;
5) The patient commits or threatens to commit a crime either on the premises of the program or against any person who works for the program;
6) The disclosure is made to appropriate state or local authorities to initially report any suspected child abuse or neglect; or
7) Federal law or regulations allow the disclosure of such information.

Alcohol and Drug - Minor Patients:

Federal law and regulations, along with North Dakota State law, restrict the disclosure of information regarding a minor 14 years or older with sufficient capacity, unless the minor has consented in writing to the disclosure. This includes any disclosure of patient identifying information to the parent or guardian of a minor 14 years of age or older, for the purpose of obtaining financial reimbursement.

Federal law and regulations, along with North Dakota State law, restrict the disclosure of information regarding a minor 13 years of age or younger with sufficient capacity, unless both the minor and his or her parent, guardian, or other person authorized under State law to act in the minor's behalf, have consented in writing to the disclosure.

Violations:

Violations of the Federal law and regulations and State law by a program is a crime. Suspected violations may be reported to appropriate authorities in accordance with Federal regulations.

See 42 U.S.C. 290dd-2 and 42 U.S.C. 290ee-3 for Federal laws; 42 CF part 2 for Federal regulations; and North Dakota Century Code Sections 50-06-15 and 14-10-17.

I ACKNOWLEDGE RECEIVING A COPY OF THIS NOTICE

Signature	Date