

## Right of Access to Health Information: Exceptions and Grounds for Denial

<b>EXCEPTIONS</b> <b>(information to which individuals do not have access)</b>
Psychotherapy Notes
Health information compiled for civil, criminal and/or administrative actions and proceedings
Health information subject to or exempted from the CLIA Amendments of 1998
<b>GROUND FOR DENIAL</b> <b>(with no right to appeal the denial decision)</b>
If the request is for any of the exceptions listed above
Inmates in correctional facilities may be denied a copy of their health information under certain situations related to security and safety
Health information related to treatment of research participants if the research is still in progress
Information that is subject to the Privacy Act of 1974
If the health information was obtained from someone other than a health care provider and a promise of confidentiality was made
<b>GROUND FOR DENIAL</b> <b>(with the right to appeal the denial decision)</b>
If a licensed health care provider determines that the access requested is reasonably likely to endanger the life or physical safety of the individual requesting it or another person (this does not include the potential for access causing emotional or psychological harm)
If the information requested also refers to another person and, in the opinion of a licensed health care professional, access would likely cause harm to that other person
If the access is requested by a personal representative of the individual and there is reasonable belief that it is not in the best interests of the individual to treat the requestor as a personal representative