**ETSU STAFF INSTRUCTIONS**

The healthcare team must use encrypted email when communicating with one another when the emails contain protected health information (PHI). To send an encrypted email simply type the word encrypt in the subject line of the email. Do not include PHI in the subject line. All PHI must be contained in the body of the encrypted email or the attachment.

**Patients have a right to receive unencrypted email, so long as they have completed the email consent form.**

* ETSU Staff must ensure an email consent form is on file in the patient’s chart before emailing the patient.
* ETSU Staff must ensure they accurately type in the email address as provided on the form. Double check your work!
* In general, ETSU Staff should use caution when sending email about sensitive diagnoses (e.g. HIV status, mental health information, etc.).
* ETSU Staff should always send the minimum amount of PHI necessary when communicating with patients via email.
* ETSU Staff should minimize the amount of PHI they keep in their ETSU email mailboxes at any given time. Tips for minimizing the risk can be found here: [Minimize Risk to PHI in Your Mailbox](https://www.etsu.edu/universitycounsel/hipaa/phishing-emails.php)

You can read more about how encrypted email works on our website: [Email Encryption Explained](https://www.etsu.edu/universitycounsel/hipaa/resources.php)

It is very important everyone understands their compliance obligations. When in doubt, contact the HIPAA Compliance Office.

HIPAA Compliance Office

Yoakley Hall Third Floor | Box 70285

p: 423.439.8533

**EMAIL COMMUNICATION OF HEALTH INFORMATION FACT SHEET**

As a patient of East Tennessee State University, you may request that we communicate with you via unencrypted electronic mail (email). This Fact Sheet will inform you of the risks of communicating with your healthcare provider via email. Your health is important to us and we will make every effort to reasonably comply with your request to receive communications via email, however, we reserve the right to deny any request for email communications when it is determined that granting such a request would not be in your best interest.

***PLEASE READ THIS INFORMATION CAREFULLY***

ETSU healthcare providers and staff will make every effort to promptly respond to your requests for information via email, however, *if you are experiencing an emergency, you should never rely on email communications and should seek immediate medical attention*.

**Risks of using email to send protected health information include, but are not limited, to:**

* **Risk of Unauthorized Access by a 3rd Party**: Do you share a computer with your family? Is your email address or access to email provided through your employer? Do you access your email over an unsecured connection such as public Wi-Fi? Do you access your email on your mobile device? Emails may be accessed by someone you do not wish to know about your health information. Despite necessary precautions, email may be sent to the wrong address by either party. Email may be intercepted or altered in transmission by a computer hacker or computer virus.
* **Unique Difficulty in Verifying the Sender**: Email may be easier to forge than handwritten or signed papers. Your healthcare provider will only send emails to the email address you provide, but it may be difficult to confirm that you are in fact the person sending the request for information from your email address.

**PATIENT CONSENT TO UNENCRYPTED EMAIL COMMUNICATIONS**

By signing below, you acknowledge your recognition and understanding of the inherent risks of communicating your health information via unencrypted email and hereby consent to receive such communications despite those risks. By signing below, you also acknowledge that you have the choice to receive communications via other more secure means such as by telephone, in-person, or through the patient portal instead of via unencrypted email. By signing below, you agree to hold ETSU harmless for unauthorized use, disclosure, or access of your protected health information sent to the email address you provide.

|  |  |
| --- | --- |
| Patient Printed Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ | Date of Birth: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
| Patient Signature: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ | Date Signed: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |

If signed by someone other than the Patient, state your relationship to the Patient and a description of your authority to act on the Patient’s behalf:

Patient Email Address:

Please initial beside **one** of the following to indicate your email preferences:

\_\_\_\_\_ I consent to receive appointment reminders and billing information only.

\_\_\_\_\_ I consent to receive full communication of my protected health information via unencrypted email.

*If at any time you change your email address or wish to discontinue email communications altogether,*

*you must notify your healthcare provider immediately in writing.*