

NOTICE OF PRIVACY PRACTICES

Bay Orthopedic & Rehabilitation Supply Company Inc.

This document contains a Notice of Privacy Practices as required under the final privacy standards issued by the United States Department of Health and Human Services, pursuant to the Health Insurance Portability and Accountability Act of 1996 (HIPAA). This document was prepared in connection with the Model HIPAA Privacy Standards Compliance Program for the American Academy of Orthotists and Prosthetists.

Unauthorized use, reproduction, redistribution, or transmission of these materials without the written consent of Arent Fox Kintner Plotkin & Kahn, PLLC is strictly prohibited. The American Academy of Orthotists and Prosthetists is authorized to distribute these materials to its members who may customize the materials. Persons securing these materials from the Academy are authorized to make changes to them to fit the needs of their practices, except that these materials may not be used to provide consulting or legal services by any person. These materials do not constitute the provision of legal advice and do not create an attorney-client relationship with Arent Fox. Anyone using these materials should consult with legal counsel.

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THIS NOTICE DESCRIBES HOW MEDICAL INFORMATION ABOUT YOU MAY BE USED AND DISCLOSED AND HOW YOU CAN OBTAIN ACCESS TO THIS INFORMATION. PLEASE READ IT CAREFULLY.

The goal of Bay Orthopedic and Rehabilitation Supply Company Incorporated (abbrev. Bay Orthopedic) is to take appropriate steps to attempt to safeguard any medical or other personal information that is provided to us. We are required to: (i) maintain the privacy of medical information provided to us; (ii) provide notice of our legal duties and privacy practices; and (iii) abide by the terms of our Notice of Privacy Practices currently in effect.

WHO WILL FOLLOW THIS NOTICE

This notice describes the practices of our employees and staff as well as:

- **All of these individuals, entities, sites, and locations will follow the terms of this notice. In addition, these individuals, entities, sites, and locations may share medical information with each other for the treatment, payment, or health care operation purposes described in this notice.**

INFORMATION COLLECTED ABOUT YOU

In the ordinary course of receiving treatment and health care services from us, you will be providing us with personal information such as:

- Your name, address, and phone number.
- Information relating to your medical history.
- Your insurance information and coverage.

- Information concerning your doctor, nurse, or other medical providers.
- Information for billing purposes

In addition, we will gather certain medical information about you and will create a record of the care provided to you. Some information also may be provided to us by other individuals or organizations that are part of your "circle of care"- such as your doctors, health plan, and close friends or family members.

HOW WE MAY USE AND DISCLOSE INFORMATION ABOUT YOU

We may use and disclose personal and identifiable health information about you in different ways. All of the ways in which we may use and disclose information will fall within one of the following categories, but not every use or disclosure in a category will be listed.

For Treatment. We will use health information about you to furnish services and items to you, in accordance with our policies and procedures. For example, we will use your medical history, such as any presence of diabetes, to determine the orthotic or prosthetic device you might need.

For Payment. We will use and disclose health information about you to bill for our services and to collect payment from you or your insurance company. For example, we may need to give a payer information about your current medical condition in order to pay us for the orthotic/prosthetic devices or other services that we have provided to you. We may also need to inform your payer of the treatment you are going to receive in order to obtain prior approval or to determine whether the orthotic/prosthetic device or services are covered.

For Health Care Operations. We may use and disclose information about you for the general operation of our business. For example, we sometimes arrange for auditors or other consultants to review our practices, evaluate our operations, and inform us on how to improve our operations.



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Individuals Involved in Your Care or Payment for Your Care. We may disclose information to individuals involved in your care or in the payment for your care, but we will obtain your consent before doing so. This includes people and organizations that are part of your "circle of care" -- such as your spouse, your doctors, or an aide who may be providing services to you. Although we must be able to communicate with your physicians or health care providers, you can let us know if we should not communicate with other individuals, such as your spouse or family.

Our Business Associates. We sometimes work with outside individuals and businesses who help us to operate our business successfully. We may disclose your health information to these business associates so that they can perform the tasks that we hire them to do. Our business associates must guarantee to us that they will respect the confidentiality of your personal and identifiable health information.

Other Public Policy Uses and Disclosures. There are a number of public policy reasons why we may disclose information about you.

We will or may disclose health information about you when we are required to do so by federal, state, or local law, in connection with certain public health reporting activities, and in connection with certain health oversight activities of licensing and other agencies.

We will disclose information in response to a warrant, subpoena, or other order of a court or administrative hearing body, and in connection with certain government investigations and law enforcement activities.

We may release personal health information to a coroner or medical examiner.

We may release your personal health information to workers' compensation or similar programs.

Information about you also will be disclosed when necessary to prevent a serious threat to your health and safety or the health and safety of others.

To the extent another state or federal law restricts the ability of the practice to use or disclose protected health information as discussed above, the practice description of the use or disclosure must reflect the more stringent law.

Appointment Reminders. We may use and disclose medical information to contact you as a reminder that you have an appointment or that you should schedule an appointment.

Research. Patients sometimes participate in clinical research that we conduct. If you are a participant, we gather certain personal health information about your condition and treatment and use this information in compiling our research results. We may share our research results with outside entities, including professional journals, but in these circumstances, we will remove information that identifies you.

Treatment Alternatives. We may use and disclose your personal health information in order to tell you about or recommend possible treatment options or alternatives that may be of interest to you.

De-Identified Information. Please be aware that we may also provide other businesses certain "de-identified" information that may group you with other similarly situated or treated individuals. This de-identified information may be used for educational purposes, research purposes, market analysis, or marketing purposes. This information may be provided by us for a fee.

Military and Veterans. If you are a member of the Armed Forces, we may release personal health information about you as required by military command authorities. We also may release personal health information about foreign military personnel to the appropriate foreign military authority.



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OTHER USES AND DISCLOSURES OF PERSONAL INFORMATION

We are required to obtain written authorization from you for any other uses and disclosures of medical information other than those described above. If you provide us with such permission, you may revoke that permission, in writing, at any time. If you revoke your permission, we will no longer use or disclose personal information about you for the reasons covered by your written authorization. We will be unable to reclaim any disclosures already made based upon your original permission.

INDIVIDUAL RIGHTS

You have the right to ask for restrictions on the ways in which we use and disclose your medical information beyond those imposed by law. We will consider your request, but we are not required, to accept it.

You have the right to request that you receive communications containing your protected health information from us by alternative means or at alternative locations. For example, you may ask that we only contact you at work, by mail, or by email.

Except under certain circumstances, you have the right to inspect and copy medical and billing records containing information about you. If you ask for copies of this information, we may charge you a fee for copying and mailing.

If you believe that information in your records is incorrect or incomplete, you have the right to ask us to correct the existing information or correct the missing information. Under certain circumstances, we may deny your request.

You have a right to ask for a list of instances when we have used or disclosed your medical information for reasons other than your treatment, payment for services provided to you, or our health care operations. If you ask for this information from us more than once every twelve months, we may charge you a fee.

You have the right to a copy of this Notice in paper form. You may ask us for a copy at any time. **You may also obtain a copy of this form at our web site www.bayorthopedic.com**

To exercise any of your rights, please contact us in writing at

Bay Orthopedic and Rehabilitation Supply Company Inc. Headquartered at 616 East Jericho Turnpike, Huntington Station, N.Y. 11746
Telephone Number (631) 271-0825 Fax (631) 271-1363
You may address your inquiries to Michael Mangino, President

REVOCACTION OF CONSENT

You may revoke your consent to the use of your information at any time. If you revoke your permission, we will no longer use or disclose medical information about you for the reasons covered by your consent. We will be unable to undo or retract any uses or disclosures already made based upon your original consent.

CHANGES TO THIS NOTICE

We reserve the right to make changes to this notice at any time. We reserve the right to make the revised notice effective for personal health information we have about you as well as any information we receive in the future. In the event there is a change to this Notice, the change will be posted in our office. You may request a copy of the revised Notice at any time.

COMPLAINTS/COMMENTS

If you have any complaints concerning our Privacy Policy, you may contact the Secretary of the Department of Health and Human Services, at 200 Independence Avenue, S.W., Room 509F, HHH Building, Washington, D.C. 20201 (e-mail: ocrmail@hhs.gov). You also may contact us at Bay Orthopedic & Rehabilitation Supply Company Inc. Corporate Headquarters 616 East Jericho Turnpike Huntington Station, N.Y. 11746 Attention Compliance Officer or Michael Mangino, President

To obtain more information concerning this Notice of Privacy Practices, you may contact our Privacy Officer at Bay Orthopedic and Rehabilitation Supply Co. Inc. Corporate Headquarters located at 616 East Jericho Turnpike Huntington Station, N.Y. 11746 Telephone (631) 271-0825

This Privacy Policy is effective April 1, 2003.

