HIPAA Privacy Rule on Student Immunizations

• 45 CRF 164.512(b)(1)(vi)
• Rule permits a covered health care provider to disclose proof of immunization about a student to a school that is required by State or other law to have such proof prior to admitting the student
• Provided the health care provider obtains and documents the agreement to the disclosure from either
  • A parent, guardian, or other person acting in loco parentis of the student, if the student is an emancipated minor; or
  • The student him or herself, if the student is an adult or emancipated minor
• The agreement may be obtained orally or in writing and need not be signed or contain elements required in a formal, written HIPAA authorization
• But the health care provider is required to document the agreement to the disclosure
• Remains effective until revoked